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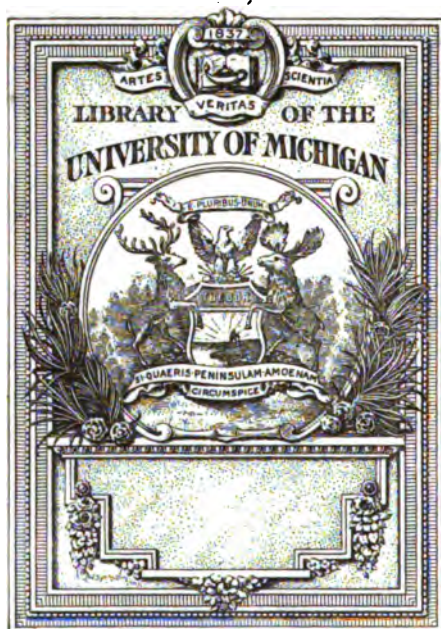
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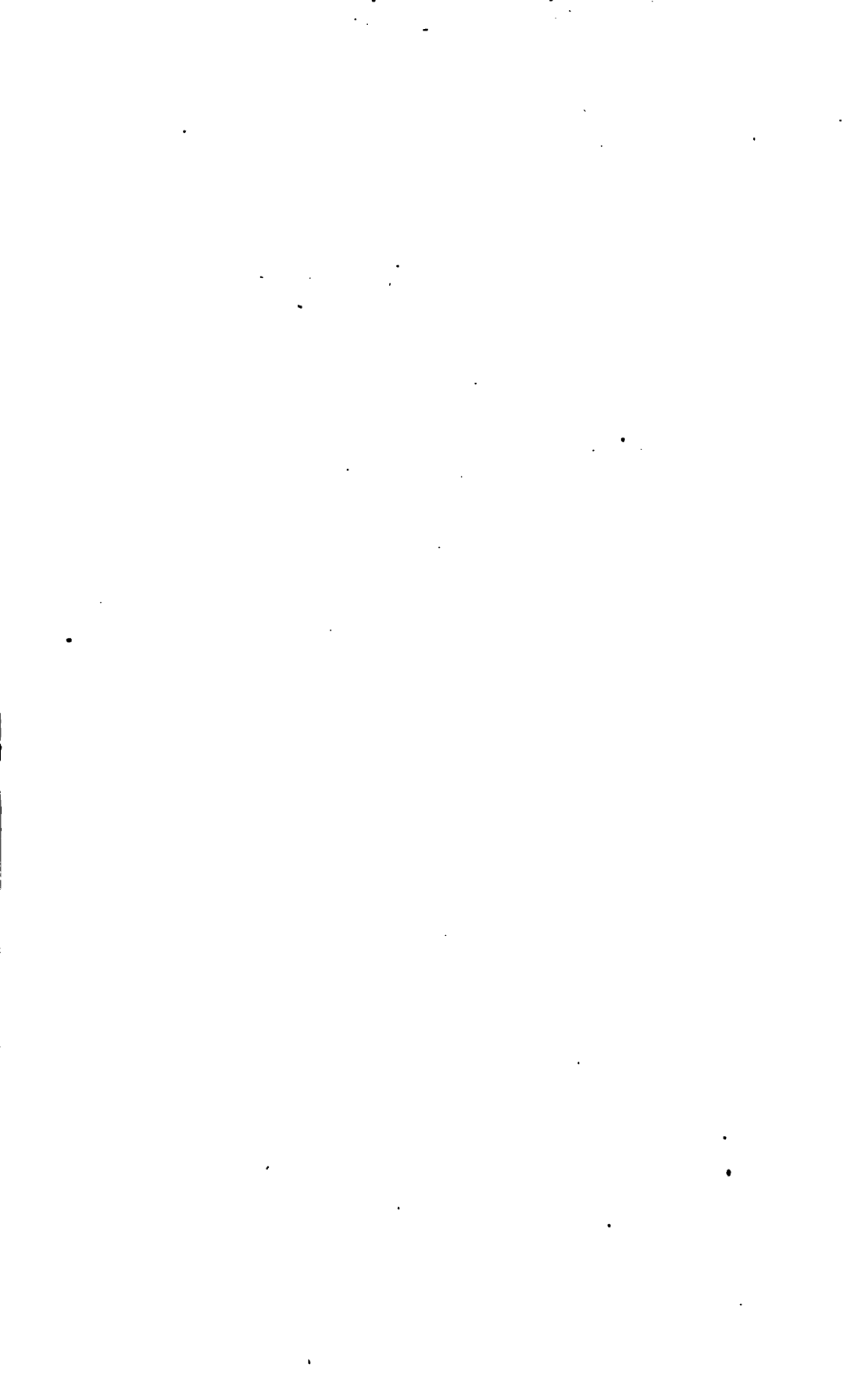
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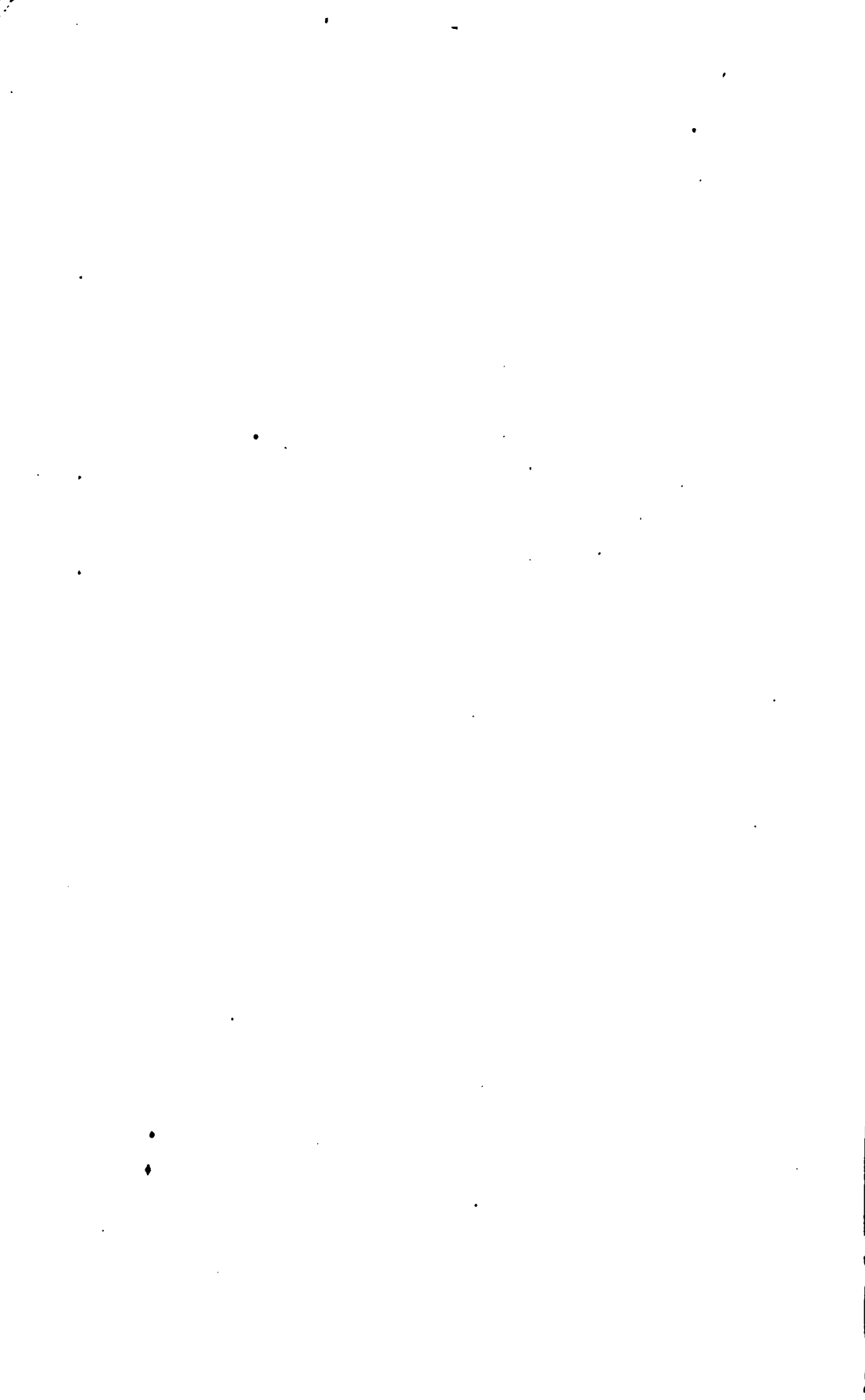


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JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES

OF THE  
Commonwealth of Massachusetts.

1879.

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PRINTED BY ORDER OF THE HOUSE.

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# JOURNAL.

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THE hundredth General Court of the Commonwealth of Massachusetts convened at the State House in Boston on the first Wednesday in January, being the first day thereof, in the year of our Lord eighteen hundred and seventy-nine, and of the Independence of the United States of America the one hundred and third. And the members-elect of the House of Representatives, having assembled in the Representatives' Chamber, were called to order at eleven o'clock A.M., by the Hon. John I. Baker of Beverly, the senior member-elect present.

Preliminary organization.

By request of the presiding officer, prayer was offered by the Rev. Lucius R. Paige of Cambridge, a member-elect of the House.

On motion of Mr. Osgood of Salem, —

*Ordered*, That a committee of five be appointed to inform the Secretary of the Commonwealth that the House has been called to order.

Messrs. Osgood of Salem, Whitney of Stow, Flood of Randolph, Rockwell of Pittsfield, and Bates of North Brookfield, were appointed the committee.

Thereupon the Secretary transmitted to the House a list of all the persons returned as representatives, with the original certificates of their election, which had been returned to his office; also a communication from Mr. Charles E. Kelly of Haverhill, to whom had been issued a certificate of election as representative from the Nineteenth Essex District, stating, in effect, that, by a recount of votes had by the Board of Aldermen of the city of Haverhill, it appeared that Mr. D. Smith Kimball of Haverhill had received a majority of the votes cast, and

## JOURNAL OF THE HOUSE.

was therefore entitled to the seat as representative for said district.

On motion of Mr. Colburn of Leominster, —

*Ordered*, That the Clerk call the roll of the House, to ascertain if a quorum be present.

The roll was called; and, two hundred and twenty-eight members having answered to their names, the Chair declared a quorum present.

On motion of Mr. Hale of Cambridge, —

Organization.

*Ordered*, That a committee of five be appointed to wait upon his Excellency the Governor, and inform him that a quorum of the House is assembled, and that the members are ready to be qualified.

Messrs. Hale of Cambridge, Howes of Dennis, Gaylord of Northampton, Mellen of Worcester, and Litchman of Marblehead, were appointed.

Oaths administered.

Soon afterwards, his Excellency the Governor, with the Council and the Secretary of the Commonwealth, came in, and the oaths and affirmations required by the Constitution and the laws were administered by his Excellency to the members present, and subscribed by them; after which the Governor, the Council, and the Secretary withdrew.

On motion of Mr. Ranlett of Newton, —

Speaker elected.

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Speaker.

Messrs. Ranlett of Newton, Russell of Boston, Jenkins of Boston, Pyncheon of Springfield, Soule of New Bedford, and Brown of Fitchburg, were appointed.

Mr. Ranlett, from the committee, afterwards reported as follows : —

|                                           |     |
|-------------------------------------------|-----|
| Whole number of votes . . . . .           | 231 |
| Necessary for a choice . . . . .          | 116 |
| Levi C. Wade of Newton . . . . .          | 174 |
| Thomas F. Fitz Gerald of Boston . . . . . | 44  |
| Charles J. Noyes of Boston . . . . .      | 7   |
| John I. Baker of Beverly . . . . .        | 6   |

And, Mr. Wade having been elected, declaration was made accordingly, and the Speaker was conducted to the chair by a committee consisting of Messrs. Fitz Gerald and Noyes of Boston, and spoke as follows : —

GENTLEMEN, FELLOW-MEMBERS OF THE HOUSE OF REPRESENTATIVES, — I am entirely sensible of the honor,

and, I assure you, fully as much so of the responsibility, that you have conferred upon me in choosing me to preside over your deliberations. As our senior member has said, this is the hundredth General Court of this Commonwealth. It appears, from the sentiment manifested throughout the Commonwealth, to be the desire of the people that this Court should be pre-eminent, if possible, in wisdom and in economy. It is certainly to be hoped that every General Court shall be thus characterized. But to us there is presented an unusually favorable opportunity for economic distinction, which I venture to hope we shall embrace; and, if there is no pre-eminence of wisdom, let it be due only to the natural limitation of our powers, and not to any lack of sincere earnestness in the discharge of our individual and collective duty.

It would not be proper for me to trespass upon the higher authority who will impress upon you the topics of legislation to engage your attention; but it may be proper to suggest a few things concerning the management of the House itself.

I am, of course, entirely new to the duties of the position to which you have chosen me. I shall endeavor to discharge them as fairly, impartially, and ably as I can. I shall make a great many mistakes, and I hope that I shall be as sure of your indulgence in those mistakes as I am certain of your co-operation to promote the general welfare. I sincerely hope, that, by harmony of action, we shall do what we can to make this session wise and efficient. I hope that this session will be short,—as short as is consistent with the public good. I hope, however, that we shall not be led to make undue haste in the despatch of business, for the mere purpose of shortening the session. But as we purpose directing our efforts to the work of reducing, as far as possible, the burdens of taxation which the people of the Commonwealth bear, so the shortening of this session, so far as practicable, and consistent with the public interest, is one method of obtaining that object,—one method by which we may succeed in lightening those burdens.

There are one or two definite things by which we may bring ourselves nearer to the accomplishment of the desired object. I have observed, in the three years that I have spent in this House as a member of the Legislature, that there is often a great want of quickness in taking hold of the work on the part of committees. A great deal of that comes from the lack of acquaintance among



members: it takes time to get into the condition of acquaintanceship. That difficulty, of course, we must encounter this year; but I think we might exercise a little more promptness in taking hold of the business in committee, and in reporting to the House, than I have sometimes seen here. And I sincerely hope that we shall all make the best possible effort in that direction.

It seems to me that it would be wise in us, so far as we can, to shorten the time within which new business may be presented to the House. It seems to me reasonable that the people of this Commonwealth should be required to notify us seasonably of any business to which they desire us to attend; and I think that the time we have been accustomed to allow under the rules is longer than is necessary, and longer than is advisable. I sincerely hope that the time may be shortened, if it seem wise to you to do so. I have observed—and I think that all who are my seniors in legislation will bear me out in the observation—that the real wisdom and benefit of the General Court is seen by the thinness of the blue book, rather than by its great size. I trust that we shall have the firmness to say “No.” There have been wise general laws established in regard to corporations, which have rendered special legislation unnecessary, to a large extent, and it is a great evil that we should have a constant tinkering of the standard laws. I know it is a common feeling, that, so far as we can, we shall avoid it.

I am certain that we shall have harmony of action, and I hope that our acquaintance here will be a pleasant one, and that we shall all have occasion to remember this hundredth General Court with a special feeling of esteem and veneration.

On motion of Mr. Thayer of Boston,—

Clerk elected.

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Clerk.

Messrs. Thayer of Boston, Smyth of Worcester, Fish of Sandwich, Cummings of Fall River, Pickman of Lowell, and Hall of Greenfield, were appointed.

Mr. Thayer, from the committee, afterwards reported as follows:—

|                                    |     |
|------------------------------------|-----|
| Whole number of votes . . . .      | 225 |
| Necessary for a choice . . . .     | 113 |
| George A. Marden of Lowell . . . . | 186 |
| Frank H. Forbes of Boston . . . .  | 39  |

And Mr. Marden, having been elected, was conducted to the Council Chamber by a committee consisting of Mr. Jennings of Fall River. And, having been qualified by taking the oaths required, report was made accordingly to the House, and the Clerk entered upon the discharge of his duties.

On motion of Mr. Ladd of Springfield, —

*Ordered*, That a committee of five be appointed to inform the Senate that the House has been organized by the election of a Speaker and a Clerk. Senate notified.

Messrs. Ladd of Springfield, Emery of Lawrence, Thomas of Brookline, Kelley of Cambridge, and Warren of Boston, were appointed.

Mr. Ladd, of the committee, afterwards reported that they had attended to that duty.

On motion of Mr. Hill of Boston, —

*Ordered*, That a committee of five be appointed to inform the Governor and Council that the House has been organized by the election of a Speaker and a Clerk. Governor notified.

Messrs. Hill of Boston, Marsh of Quincy, Sargent of Methuen, Russell of Pittsfield, and Brigham of Westborough, were appointed.

Mr. Hill, from the committee, afterwards reported that they had attended to that duty.

A message was received from the Senate, announcing that that branch had been organized by the election of John B. D. Cogswell of the Cape District as President, and Stephen N. Gifford of Duxbury as Clerk. Senate organized.

On motion of Wiggin of Lowell, —

*Ordered*, That, when the House adjourns, it adjourn to meet to-morrow at eleven o'clock A.M., and that that be the hour of meeting until otherwise ordered. Hour of meeting.

On motion of Mr. Clark of Winchendon; —

*Ordered*, That to-morrow, at half-past eleven o'clock A.M., be assigned for the election of Chaplain. Chaplain.

On motion of Mr. Prescott of Boston, —

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Sergeant-at-Arms. Sergeant-at-Arms.

Messrs. Prescott of Boston, Randall of Waltham, Wonsen of Gloucester, Aldrich of Deerfield, Morton of Fairhaven, and Harden of Bridgewater, were appointed.

Mr. Prescott, from the committee, afterwards reported as follows:—

|                                            |     |
|--------------------------------------------|-----|
| Whole number of votes . . . . .            | 231 |
| Necessary for a choice . . . . .           | 116 |
| Oreb. F. Mitchell of Bridgewater . . . . . | 230 |
| Lucy Stone . . . . .                       | 1   |

And Mr. Mitchell was declared elected on the part of the House.

A message was received from the Senate, announcing that O. F. Mitchell of Bridgewater had been elected Sergeant-at-Arms on the part of that branch.

Mr. Hyde of Boston was appointed a committee to inform the Senate of the election of O. F. Mitchell as Sergeant-at-Arms on the part of the House.

Rules and  
orders.

On motion of Mr. Noyes of Boston,—  
*Ordered*, That the rules and orders of the House of Representatives of 1878 be adopted as the rules and orders of the present House until otherwise ordered.

*Ibid.*

On motion of Mr. Osgood of Salem,—  
*Ordered*, That the members of the joint committee on Rules and Orders, on the part of the House, prepare rules and orders for the government of the House.

#### *Papers from the Senate.*

Sergeant-at-  
Arms.

*Ordered*, In concurrence, that the Clerks of the two branches inform O. F. Mitchell that he has been elected Sergeant-at-Arms of the General Court for the current political year.

Joint rules and  
orders.

*Ordered*, In concurrence, that the joint rules of the two branches of last year be observed until otherwise ordered.

*Ibid.*

*Ordered*, In concurrence, that a committee, to consist of three on the part of the Senate, with such as the House may join, be appointed to prepare rules and orders for the government of the two branches.

Messrs. Hayes, Knowlton of Bristol, and Dewey, having been appointed by the Senate, Messrs. Osgood of Salem, Baker of Beverly, Noyes of Boston, Reed of Taunton, Hastings of Worcester, Fitzgerald of Boston, Gaylord of Northampton, and Jennings of Fall River, were joined on the part of the House.

Votes for Gov-  
ernor, etc.

*Ordered*, In concurrence, that the returns of votes for Governor, Lieutenant-Governor, and other State officers,

be referred to a joint special committee, to consist of three on the part of the Senate, with such as the House may join.

Messrs. Palmer, French, and Russell, having been appointed by the Senate, Messrs. Tucker of Boston, Hart of Taunton, Leary of Worcester, Nickerson of Somerville, Stuart of Hyde Park, Powers of South Abington, Rice of Sutton, and Ames of Wakefield, were joined on the part of the House.

*Ordered*, In concurrence, that the returns of votes for Councillors in the several councillor districts of the Commonwealth be referred to a joint special committee, to consist of two on the part of the Senate, with such as the House may join.

Votes for Councillors.

Messrs. Winn, Emerson, and Aldrich, having been appointed by the Senate, Messrs. Hooper of Medford, Lowther of Boston, McGlynn of Fall River, Brown of Salem, Lovell of Barnstable, O'Neil of Boston, Morton of Chicopee, and Varnum of Lowell, were joined on the part of the House.

#### *Orders.*

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the joint committee on Rules and Orders consider the expediency of providing by rule that no joint standing committee, except the committee on Expenditures, shall exceed in number two on the part of the Senate, and five on the part of the House.

Joint committees.

On motion of Mr. Tucker of Boston, —

*Ordered*, That the joint committee on Rules and Orders consider the expediency of providing for a joint special committee on Retrenchment.

Retrenchment.

Severally sent up for concurrence.

#### *A Resolution.*

Mr. Noyes of Boston, on the communication of Charles E. Kelly of Haverhill concerning the seat as representative from the Nineteenth Essex District, offered the following resolution: —

Nineteenth Essex District.

*Resolved*, That D. Smith Kimball of Haverhill was duly elected to the General Court for the Nineteenth Essex District at the election held therefor on the fifth day of November last, to which a certificate of election was issued to Charles E. Kelly of Haverhill.

Read and adopted; and, Mr. Kimball being present, Mr.

Noyes was appointed a committee to conduct him to the Governor to be qualified; and, having been duly qualified, Mr. Kimball took his seat as a member of the House.

*Laid on the Table.*

Money bills.

A communication was received from the Hon. John D. Long, Speaker of the last House, transmitting the opinion of the Honorable Justices of the Supreme Judicial Court, on the question whether the power to originate money bills is limited by the Constitution to the House of Representatives, or whether it resides in both branches of the Legislature.

On motion of Mr. Osgood, of Salem, the reading of the communication was dispensed with, and it was laid on the table, and ordered to be printed.

*Order.*

Public worship.

*Ordered,* That a committee, to consist of five on the part of the House, with such as the Senate may join, be appointed to wait upon his Excellency the Governor and the Council, and inform them that the members of the two branches are now in readiness to attend public worship.

Messrs. Fuller of Boston, Converse of Malden, Coggin of Boxford, Bolles of Boston, and Clough of Tisbury, were appointed on the part of the House.

Sent up to be joined.

Mr. Fuller, from the committee, afterwards reported that his Excellency the Governor had signified that he would join the two branches in attendance upon public worship at once.

At 1.20 P.M., the House adjourned.

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THURSDAY, Jan. 2, 1879.

Met, according to adjournment, at eleven o'clock.

Prayer was offered by the Rev. Mr. Coggin of Boxford, a member of the House.

The journal.

The reading of the journal of yesterday was omitted, on motion of Mr. Fuller of Boston.

Members qualified.

Messrs. Blake of Danvers, and McCafferty of Worcester, representatives-elect, being present, and ready to be quali-

fied, committees were appointed, who conducted them to the Council Chamber, and, they having been duly qualified, report was made accordingly.

*Orders.*

On motion of Mr. Hooper of Medford, —

*Ordered*, That the committee on Joint Rules and Orders consider the expediency of changing the name of the joint standing committee on "Water-Supply and Drainage" to that of "Water-Supply, Drainage, and Health."

Committee on  
Water-Supply  
and Drainage.

Sent up for concurrence.

On motion of Mr. Tucker of Boston, —

*Ordered*, That the Clerk be authorized to begin the printing of the journal of the House, and that five hundred copies of the same be printed.

Printing jour-  
nal.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the Clerk be directed to procure for the use of the House two copies each of the Boston daily papers, one copy of each of the daily papers published in Springfield and Worcester, and one daily paper from each other city in the Commonwealth where a daily paper is published.

Daily papers.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the reading of the journal of the House be dispensed with until otherwise ordered.

Reading of the  
journal.

*Reconsideration.*

The communication containing the opinion of the Justices of the Supreme Judicial Court relative to money bills, was, on motion of Mr. Osgood of Salem, taken from the table. The same gentleman then moved a reconsideration of the vote whereby the communication was yesterday ordered to be printed. The motion prevailed, and the communication was placed on file, on the further motion of Mr. Osgood.

Money bills.

*Papers from the Senate.*

The report of the joint special committee on the returns of votes for Governor, Lieutenant-Governor, and other State officers, was received from the Senate, and accepted in concurrence as follows: —

Votes for Gov-  
ernor and other  
State officers.

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*For Governor.*

|                                      |         |
|--------------------------------------|---------|
| Thomas Talbot of Billerica . . . .   | 134,725 |
| Benjamin F. Butler of Lowell . . . . | 109,435 |
| Josiah G. Abbott of Boston . . . .   | 10,162  |
| Alonzo A. Miner of Boston . . . .    | 1,913   |
| All others . . . . .                 | 98      |

*For Lieutenant-Governor.*

|                                           |         |
|-------------------------------------------|---------|
| John D. Long of Hingham . . . .           | 136,824 |
| John F. Arnold of North Adams . . . .     | 99,620  |
| William R. Plunkett of Pittsfield . . . . | 14,583  |
| George C. Ewing of Holyoke . . . .        | 2,117   |
| John F. Arnold of Northampton . . . .     | 1,422   |
| All others . . . . .                      | 1,218   |

*For Secretary of the Commonwealth.*

|                                           |         |
|-------------------------------------------|---------|
| Henry B. Peirce of Abington . . . .       | 135,585 |
| Weston Howland of Fairhaven . . . .       | 100,660 |
| Henry C. Ewing of Holyoke . . . .         | 15,365  |
| David B. Gurney of South Abington . . . . | 1,907   |
| All others . . . . .                      | 1,600   |

*For Treasurer and Receiver-General.*

|                                          |         |
|------------------------------------------|---------|
| Charles Endicott of Canton . . . .       | 136,227 |
| John H. Jennings of New Bedford . . . .  | 97,978  |
| David N. Skillings of Winchester . . . . | 17,370  |
| All others . . . . .                     | 8,538   |

*For Auditor of the Commonwealth.*

|                                        |         |
|----------------------------------------|---------|
| Julius L. Clarke of Newton . . . .     | 136,283 |
| Davis J. King of Boston . . . .        | 96,743  |
| John E. Fitz Gerald of Boston . . . .  | 15,740  |
| Jonathan H. Orne of Marblehead . . . . | 1,892   |
| All others . . . . .                   | 4,745   |

*For Attorney-General.*

|                                       |         |
|---------------------------------------|---------|
| George Marston of New Bedford . . . . | 136,415 |
| William D. Northend of Salem . . . .  | 99,960  |
| Richard Olney of Boston . . . .       | 15,221  |
| Orin T. Gray of Hyde Park . . . .     | 1,869   |
| All others . . . . .                  | 1,761   |

And the following-named persons appear by the returns to be duly elected : —

*Governor.* — Thomas Talbot of Billerica.

*Lieutenant-Governor.* — John D. Long of Hingham.

*Secretary of the Commonwealth.* — Henry B. Peirce of Abington.

*Treasurer and Receiver-General.* — Charles Endicott of Canton.

*Auditor.* — Julius L. Clarke of Newton.

*Attorney-General.* — George Marston of New Bedford.

The report of the joint committee on the votes for Councillors was received from the Senate, and accepted in concurrence. It appeared from said report that the following-named gentlemen were elected in their respective districts ; to wit : —

Votes for Councillors.

- District No. 1. John S. Brayton of Fall River.
- No. 2. William O. Taylor of Boston.
- No. 3. George P. Carter of Cambridge.
- No. 4. Charles McLean of Boston.
- No. 5. Harmon Hall of Saugus.
- No. 6. Joseph A. Harwood of Littleton.
- No. 7. William Upham of Spencer.
- No. 8. Tilly Haynes of Springfield.

### *Special Assignment.*

At half-past eleven o'clock, the House proceeded to consider the special assignment, being the election of a Chaplain for the House.

Election of Chaplain.

A motion of Mr. Smyth of Worcester, to indefinitely postpone the election was lost by a vote of 70 to 113. Mr. Bolles of Boston then moved that the Rev. Robert G. Seymour, Chaplain of the last House, be elected by acclamation, which was also lost by a vote of 41 to 116 ; and the House proceeded to ballot, on motion of Mr. Clough of Tisbury.

Messrs. Clough of Tisbury, Macomber of Westport, Carberry of Boston, Glines of Somerville, Glover of Salem, and Clark of Winchendon, were appointed a committee to receive, sort, and count votes.

Mr. Clough, from the committee, afterwards reported as follows : —

|                        |   |   |   |   |     |
|------------------------|---|---|---|---|-----|
| Whole number of votes  | . | . | . | . | 189 |
| Necessary for a choice | . | . | . | . | 95  |



|                                          |    |
|------------------------------------------|----|
| Daniel W. Waldron of Boston . . . .      | 75 |
| E. Porter Dyer of South Abington . . . . | 45 |
| George L. Lewis of Tisbury . . . .       | 31 |
| All others . . . .                       | 38 |

There being no choice, Mr. Hill of Boston moved that the Rev. Daniel W. Waldron, who had received the highest number of votes, be elected Chaplain by acclamation. The motion prevailed, and, Mr. Waldron being elected, declaration was made accordingly.

On motion of Mr. Thomas of Brookline, —

Chaplain notified.

*Ordered*, That the Clerk be directed to inform the Rev. Daniel W. Waldron of Boston that he has been elected Chaplain of the House for the year 1879.

*Papers from the Senate.*

Governor and Lieutenant-Governor qualified.

*Ordered*, In concurrence, that a committee be appointed, to be joined, to inform the Hon. Thomas Talbot that he has been elected, in the manner prescribed by the Constitution, Governor of the Commonwealth for the current political year, and that the Legislature will be ready to attend upon him, in taking and subscribing the oaths required by the Constitution and a law of the United States to qualify him for the discharge of the duties of the office, at such hour as may suit his convenience.

Also to inform the Hon. John D. Long that he has been duly elected Lieutenant-Governor of the Commonwealth for the current political year, and that the Legislature will attend upon him in taking and subscribing the oaths required by the Constitution to qualify him for the discharge of the duties of the office, at such hour as may suit his convenience.

Messrs. Norton, Jewett, and Knowlton of Worcester, having been appointed by the Senate, Messrs. Russell of Boston, Walker of Worcester, Bennett of Lowell, Paddock of Nantucket, Wilbur of Somerset, Lincoln of Hingham, Pyncheon of Springfield, and Rich of Gloucester, were joined on the part of the House.

Mr. Russell, from the committee, afterwards reported that the committee had waited upon the Governor and Lieutenant-Governor elect, and that they had signified their acceptance of the office, and their readiness to be qualified at the earliest convenience of the two branches.

A message was received from the Senate, proposing a joint convention forthwith, for the purpose of administering the oaths of office to the Governor and Lieutenant-Governor elect.

The proposition was concurred in, and Mr. Kelley of Cambridge was charged with a message to the Senate to that effect.

*Joint Convention.*

The Senate then came in, its President took the chair, and, the two branches being in convention, a committee, consisting of Messrs. Palmer, Rice, and French of the Senate, and Messrs. Paige of Cambridge, Brown of Salem, Murphy of Boston, Crowell of Amherst, and Darby of North Adams, of the House, was appointed to wait upon the Governor and Lieutenant-Governor elect, and inform them that the two branches are now in joint convention, and are ready to attend to the administration of the oaths of office.

Joint convention.

Mr. Palmer, from the committee, afterwards reported that the Governor and Lieutenant-Governor elect would immediately attend upon the convention.

The Governor and Lieutenant-Governor then came in, accompanied by various civil and military officers of the Commonwealth.

The oaths and affirmations of office were then, in the presence of the two Houses, and before the President of the Senate, administered to and subscribed by the Hon. Thomas Talbot as Governor, and the Hon. John D. Long as Lieutenant-Governor, and proclamation thereof was made by the Secretary of the Commonwealth.

His Excellency then delivered an address to the senators and representatives.

After which the Governor and Lieutenant-Governor withdrew, the convention was dissolved, and the Senate withdrew.

*Councillors Qualified.*

*Ordered,* In concurrence, that the Secretary of the Commonwealth give notice to Messrs. John S. Brayton, William O. Taylor, George P. Carter, Charles McLean, Harmon Hall, Joseph A. Harwood, William Upham, and Tilly Haynes, that they have been duly elected Councillors to advise the Governor in the executive part of the government for the current political year.

Councillors qualified.

A communication was subsequently received from the Secretary of the Commonwealth, announcing that the Councillors-elect had signified their acceptance of the office, and were ready to be qualified.

A message was received from the Senate, proposing a

joint convention forthwith, for the purpose of administering the oaths of office to the Councillors-elect.

The proposition was concurred in, and Mr. Baker of Beverly was charged with a message to the Senate to that effect.

#### *Joint Convention.*

Joint convention.

The Senate then came in, its President took the chair; and, the two branches being in convention, a committee, consisting of Messrs. Hayes, Burrage, and Wales of the Senate, and Messrs. Atkinson of Newburyport, Powers of South Abington, Witherell of Norton, Clark of Petersham, and Bolles of Boston, of the House, was appointed to wait upon the Councillors-elect, and inform them that the two Houses are in joint convention for the purpose of administering the oaths required by the Constitution to qualify them for office.

Soon afterwards the Councillors-elect, Messrs. John S. Brayton, William O. Taylor, George P. Carter, Charles McLean, Harmon Hall, Joseph A. Harwood, William Upham, and Tilly Haynes, came in; and in the presence of the two Houses, and before the President of the Senate, the oaths were taken and subscribed by them, and declaration was made accordingly.

The convention was then dissolved, and the Senate withdrew.

#### *Orders.*

On motion of Mr. Baker of Beverly, —

Governor to be notified.

*Ordered*, That the Secretary of the Commonwealth give notice to the Governor that Messrs. John S. Brayton, William O. Taylor, George P. Carter, Charles McLean, Harmon Hall, Joseph A. Harwood, William Upham, and Tilly Haynes, have been duly elected and qualified as Councillors to advise him in the executive part of the government for the current political year.

Sent up for concurrence.

On motion of Mr. Baker of Beverly, —

Governor's address.

*Ordered*, That a joint special committee, to consist of nine on the part of the House, with such as the Senate may join, be appointed to consider and report what disposition should be made of the several portions of the Governor's address.

Messrs. Osgood of Salem, Baker of Beverly, Noyes of Boston, William Reed, jun., of Taunton, Hastings of

Worcester, Fitz Gerald of Boston, Gaylord of Northampton, and Jennings of Fall River, were appointed on the part of the House.

Sent up to be joined.

At 3.08 adjourned.

FRIDAY, Jan. 3, 1879.

Met, according to adjournment, at eleven o'clock A.M.

Rev. Daniel W. Waldron, having accepted the office of Chaplain, appeared, and prayer was offered by him.

#### *Order.*

On motion of Mr. Brackett of Boston, —

*Ordered*, That, when the House adjourns, it be to meet on Monday, at two o'clock P.M., and that hereafter that be the hour of meeting, except on Saturdays, when the hour shall be eleven o'clock A.M., until otherwise ordered. Hour of meeting.

#### *A Resolution.*

Mr. Baker of Beverly offered the following resolution on the death of the Hon. Caleb Cushing of Newburyport, which was read, and, after remarks were made by Messrs. Russell and Noyes of Boston, it was unanimously adopted: — Caleb Cushing.

*Resolved*, That the House has learned with regret of the death of the Hon. Caleb Cushing, a man whose great talents and attainments were an honor to this Commonwealth, and especially to this House, of which he was often and long a member. For more than half a century his wonderful powers were given to public work; and the representatives of the people only do their duty in recognizing his devotion to their service.

#### *Reports of Committees.*

The report of the joint special committee appointed to consider and report what disposition should be made of the several portions of the Governor's address was read and accepted, under a suspension of the rule, as follows: — Governor's address.

That so much of said address as relates to the retrenchment of State expenses, and the administration of the public service, be referred to a joint special committee, to consist of three on the part of the Senate, and eight on the part of the House.

That so much thereof as relates to constitutional amendments, to a joint special committee, to consist of two on the part of the Senate, and five on the part of the House.

So much thereof as relates to the liquor law, to a joint special committee, to consist of three on the part of the Senate, and eight on the part of the House.

So much thereof as relates to the Hoosac Tunnel and the Troy and Greenfield Railroad, to a joint special committee, to consist of three on the part of the Senate, and eight on the part of the House.

So much thereof as relates to taxation, to the joint standing committee on Taxation.

So much thereof as relates to the charitable institutions of the State, to the joint standing committee on Public Charitable Institutions.

So much thereof as relates to penal institutions, to the joint standing committee on Prisons.

So much thereof as relates to woman suffrage, to the joint special committee on Constitutional Amendments.

So much thereof as relates to savings banks, to the joint standing committee on Banks and Banking.

So much thereof as relates to education, to the joint standing committee on Education.

So much thereof as relates to agriculture, to the joint standing committee on Agriculture.

So much thereof as relates to the militia, to the joint standing committee on Military Affairs.

So much thereof as relates to the subject of labor, to a joint special committee on Labor, to consist of three on the part of the Senate, and eight on the part of the House.

Sent up for concurrence.

**House rules.**

By Mr. Osgood of Salem, from the committee appointed to prepare rules and orders for the government of the House, that the rules and orders of the year 1878 be adopted with the following amendment:—

In Rule 31 strike out the words "twenty-second day of," and insert instead thereof the words "first Wednesday in."

Read, and placed in the orders of the day for Monday.

**Joint rules.**

By the same gentleman, from the joint special committee instructed to report rules and orders for the government of the two branches, recommending that the joint rules and orders for the year 1878 be adopted, with the following amendments: That Joint Rule 1 be amended by striking

out the words "a committee on Expenditures," and the words "except the committee on Expenditures, which shall consist of the committee on the Treasury of the Senate, and the committee on Finance of the House, and whose duty it shall be early in each session to examine carefully into all the expenses of the Commonwealth, with a view to such retrenchment as may be found practicable." By striking out the words "Water-Supply and Drainage" wherever they occur in said rule, and inserting instead thereof the words "Public Health." By adding after the words "a committee on Street Railways," the words "a committee on Taxation," and by adding after the words, "the committee on Street Railways," the words "the committee on Taxation."

That Joint Rule 19 be amended by striking out the words "twenty-second day of," and inserting the words, "first Wednesday in."

That Joint Rule 20 be amended so that it shall read as follows:—

"Rule 20. Petitions, memorials, applications, and all other subjects of legislation which shall be proposed or introduced after the first Wednesday of February, shall be referred to the next General Court. This rule shall not be rescinded, amended, or suspended, except by a concurrent vote of four-fifths of the members of each House present, and voting thereon."

That Joint Rule 23 be amended by striking out the words "with the exception of the Governor's inaugural address, of which fifteen hundred copies may be printed without special order."

Read, and considered under a suspension of the rule. Mr. Hastings of Worcester moved to amend Joint Rule 1 by striking out the words, "three on the part of the Senate," wherever they occur, and inserting the words, "two on the part of the Senate," in place thereof. At the request of Mr. Prescott of Boston the yeas and nays were ordered, and the amendment was lost by a vote of 97 yeas to 106 nays, as follows:—

YEAS.

Messrs. Aldrich, Charles P.  
Baker, John I.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Bates, Theodore C.  
Beeching, Richard.

Messrs. Bennett, James W.  
Berry, John F.  
Brigham, George Otis.  
Brown, William H.  
Burke, William J.  
Carberry, William H.

## JOURNAL OF THE HOUSE.

**Messrs. Clark, Joel C.**

Crocker, Elisha, jun.  
 Damon, Samuel R.  
 Darby, William F.  
 Day, Thomas H.  
 Dee, John H.  
 Desmond, Cornelius.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Everson, John W.  
 Ferson, Charles H.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Harden, George Pratt.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hoar, William M.  
 Howes, Thomas P.  
 Hoyt, Richard H.  
 Ingraham, William H.  
 Kelley, Joseph J.  
 Lawton, James M.  
 Leary, Frank D.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Loring, Chauncy.  
 Lyon, William.  
 Macomber, William P.  
 Mather, Benjamin F., jun.  
 McCafferty, Matthew J.  
 McCulloch, Leonard.  
 McGlynn, Patrick M.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Mooney, Daniel S.  
 Morse, Leander B.

**Messrs. Morton, Elb'ge G., jun.**

Moulton, Jesse.  
 Nichols, Joseph J.  
 Nickerson, Richard E.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 Paine, Samuel C.  
 Park, George W.  
 Peabody, John W.  
 Pickman, John J.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Quigley, James L.  
 Ranlett, Charles E.  
 Reed, John D.  
 Rice, Leonard B.  
 Ricketts, William J.  
 Robinson, Amasa C.  
 Sampson, George T.  
 Sanders, William.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Smith, Joseph.  
 Smith, Rufus.  
 Smyth, William A. S.  
 Sparrow, James H.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stone, Josiah F.  
 Thayer, Frederick.  
 Varnum, Leavitt R. J.  
 Webber, Alonzo C.  
 Webster, Abel.  
 Wentworth, Charles A.  
 Whiting, Hiram.  
 Whittemore, Jonathan.  
 Wilbur, Daniel.  
 Willis, George D.  
 Wiswell, Joseph.  
 Witherell, William D.  
 Wood, David F.  
 Wright, Francis W.

**NATS.****Messrs. Ames, Azel, jun.**

Atkinson, Benjamin F.  
 Barrus, Alvan.  
 Beebe, Eleazer S.  
 Bennett, Joseph.

**Messrs. Bigelow, Francis.**

Bond, George H.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brooks, William A.

**Messrs. Brown, Horace.**

Brown, Luther J.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Burr, Benjamin F.  
 Callender, Edward B.  
 Clark, Lyman.  
 Clarke, Henry S.  
 Clough, Benjamin.  
 Coggin, William S.  
 Colburn, George F.  
 Coleman, Lewis.  
 Converse, Elisha S.  
 Copeland, Henry.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Crowley, Robert E.  
 Cushing, Matthew H.  
 Daniels, Elijah B.  
 Darling, Homer W.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fitz Gerald, Thomas F.  
 Flood, John T.  
 Foss, William A.  
 Fuller, Henry W.  
 Gaylord, William M.  
 Glover, George D.  
 Graham, James B.  
 Hathaway, Judah.  
 Henry, Neil.  
 Hill, Hamilton A.  
 Hines, Francis E.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Hooper, John H.  
 Hosmer, Frederick N.  
 Howland, Charles H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kimball, Albert.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lincoln, Arthur.

**Messrs. Lincoln, Elmer.**

Livermore, Rufus.  
 Long, James.  
 Lovell, Andrew.  
 Lowther, George W.  
 Marsh, Edwin W.  
 McGeough, James A.  
 McMahon, John F.  
 Mellen, James H.  
 Morton, Frank H.  
 Murray, Joseph.  
 Norton, John B.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Paige, Lucius R.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Reynolds, Samuel M.  
 Rich, Stephen.  
 Rockwell, Francis W.  
 Rowe, Amos.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sargent, Edmund P.  
 Scott, Augustus E.  
 Sheldon, Henry S.  
 Smith, Elizur.  
 Smith, Maloy J.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Stetson, George F.  
 Stuart, William J.  
 Thayer, Edward F.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tucker, Payson E.  
 Van Deusen, Merritt.  
 Wadlin, Daniel H.  
 Wardwell, Henry.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Wilde, Joseph D.  
 Wonson, Charles H.  
 Woodbury, George D.



The report was then accepted, and sent up for concurrence.

At 12.45 adjourned.

MONDAY, Jan. 6, 1879.

Met, according to adjournment, at two o'clock, P.M.

Prayer was offered by the Chaplain.

*Member Qualified.*

Member qualified.

Mr. Horton of Salem, a representative-elect, being present, and ready to be qualified, a committee was appointed who conducted him to the Council Chamber, and, he having been duly qualified, report was made accordingly.

*Committees Appointed.*

The Speaker appointed the standing committees of the House, as follows:—

*Standing Committees of the House.*

Standing committees of the House.

*On the Judiciary.*—Messrs. Russell of Boston, Fuller of Boston, Jennings of Fall River, Hale of Cambridge, Maynard of Springfield, Ware of Milton, Rockwell of Pittsfield.

*On Probate and Chancery.*—Messrs. Tucker of Boston, Whitney of Stow, Scott of Lexington, Callender of Boston, Wardwell of Peabody, Pickman of Lowell, McGeough of Boston.

*On Finance.*—Messrs. Ladd of Springfield, Hill of Boston, Bolles of Boston, Brown of Fitchburg, Fitz Gerald of Boston, Clark of Winchendon, Livermore of Orange.

*On Elections.*—Messrs. Sherburne of Boston, Jenkins of Boston, Damon of Lancaster, Smith of Chatham, Daniels of Medway, Lyon of Lynn, Mooney of Marlborough.

*On Bills in the Third Reading.*—Messrs. Lincoln of Hingham, Brown of Princeton, Van Deusen of Westfield, Lewis of Provincetown, James of Essex, Spillane of Boston, Foss of Boston.

*On Engrossed Bills.*—Messrs. Powers of South Abington, Henry of Boston, Levy of Newburyport, Hosmer of Ware, Hoyt of Bernardston, Quigley of Boston, Litchman of Marblehead.

*On County Estimates.*—Messrs. Colburn of Leominster, Lovell of Barnstable, Graham of Boston, Barrus of Goshen, Holbrook of Sherborn, Bradstreet of Topsfield, Hines of Boston.

*On Pay Roll.*—Messrs. Lowther of Boston, Rice of Sutton, Bartlett of Rutland, Humphrey of Webster, Keough of Holyoke, Barnard of Harvard, Wentworth of Lynn.

*On Leave of Absence.*—Messrs. Fish of Sandwich, Leonard of Fall River, Peabody of Dracut, Pinkham of Lynn, Hollis of Weymouth, Everson of Hanover, McCulloch of Savoy.

*On Public Buildings.*—Messrs. Bennett of Lowell, O'Neil of Boston, Peck of Egremont, Lawton of New Bedford, Blake of Danvers, Murray of Holyoke, Darling of Mendon.

*On Rules and Orders.*—Messrs. Osgood of Salem, Noyes of Boston, Brackett of Boston, Tucker of Boston, Fitz Gerald of Boston, Sargent of Methuen, Thayer of Blackstone.

*Joint Standing Committees.*

In concurrence, the joint standing committees were appointed, as follows:—

Joint standing committees.

*On Agriculture.*—Messrs. Stockwell of Worcester, Russell of Middlesex, *of the Senate.* Messrs. Pynchon of Springfield, Hartshorn of Worcester, Wright of Ashby, Eastabrooks of Swansea, Kimball of Bradford, *of the House.*

*On Banks and Banking.*—Messrs. Ropes of Suffolk, Harding of Worcester, Osborn of Bristol, *of the Senate.* Messrs. Thomas of Brookline, Brigham of Westborough, Sampson of Boston, Trussell of Chelsea, Stone of Winchester, Tufts of Boston, Pratt of Quincy, Davis of Boston, *of the House.*

*On Claims.*—Messrs. Rice of Worcester, Morse of Middlesex, Hawkes of Essex, *of the Senate.* Messrs. Bates of North Brookfield, Russell of Pittsfield, Randall of Waltham, Desmond of Boston, Coleman of Boston, Bryan of Westfield, Whitney of Stow, Long of Somerville, *of the House.*

*On Education.*—Messrs. White of Suffolk, Bancroft of Middlesex, *of the Senate.* Messrs. Crowell of Amherst, Clark of Petersham, Tilden of Medfield, Coggin of Boxford, Woodbury of Charlton, *of the House.*

*On Federal Relations.*—Messrs. Palmer of Suffolk, Aldrich of Middlesex, *of the Senate.* Messrs. Hyde of Boston, Carberry of Boston, Bulloch of New Bedford, Burr of Ludlow, Paine of Oxford, *of the House.*

*On the Fisheries.*—Messrs. Davol of Bristol, Taylor of Suffolk, *of the Senate.* Messrs. Howland of Plymouth, Willis of Braintree, Berry of Stoneham, Litchfield of South Scituate, Rowe of Rockport, *of the House.*

*On Harbors.*—Messrs. Norton of Suffolk, Osborn of Bristol, Taylor of Suffolk, *of the Senate.* Messrs. Hill of Boston, Ranlett of Newton, Howes of Dennis, Paddack of Nantucket, Atkinson of Newburyport, Wood of Northborough, Burke of Boston, Clarke of Walpole, *of the House.*

*On Insurance.*—Messrs. Russell of Middlesex, Emerson of Essex, *of the Senate.* Messrs. Smyth of Worcester, Clark of Winchendon, Sweetser of Boston, Frye of North Andover, Barrett of Concord, *of the House.*

*On the Library.*—Messrs. Osgood of Essex, Otis of Hampshire, *of the Senate.* Messrs. Paige of Cambridge, William Reed, jun., of Taunton, Crocker of Brewster, Montague of Hadley, Kimball of Haverhill, *of the House.*

*On Manufactures.*—Messrs. Otis of Hampshire, Woodworth of Hampden, *of the Senate.* Messrs. Smith of Lee, Hart of Taunton, Walker of Worcester, Ferson of Chelsea, Crowley of Lowell, *of the House.*

*On Mercantile Affairs.*—Messrs. Burrage of Suffolk, Stockwell of Worcester, Dean of Berkshire, *of the Senate.* Messrs. Hyde of Boston, Johnson of Boston, Smith of Warren, Bond of Boston, Mather of Williamstown, Moulton of Lawrence, Morse of Athol, Day of Lynn, *of the House.*

*On Military Affairs.*—Messrs. Winn of Franklin, Otis of Hampshire, Woodworth of Hampden, *of the Senate.* Messrs. Thayer of Boston, Rich of Gloucester, Sanders of New Bedford, Monroe of Brockton, Nichols of Lawrence, Warren of West Newbury, Ricketts of Monson, Bartlett of Montague, *of the House.*

*On Parishes and Religious Societies.*—Messrs. Jewett of Middlesex, Knowlton of Worcester, *of the Senate.* Messrs. Coggin of Boxford, Clark of Petersham, Converse of Malden, Whiting of Bellingham, Joyce of Boston, *of the House.*

*On Printing.*—Messrs. Davol of Bristol, Cate of Essex, *of the Senate.* Messrs. Horton of Salem, Shipman of Springfield, Magee of Malden, McMahon of Boston, Crocker of Fitchburg, *of the House.*

*On Prisons.*—Messrs. Morse of Middlesex, Emerson of Essex, Wales of Norfolk, *of the Senate.* Messrs. Randall of Waltham, Wiggin of Lowell, Wilbur of Somerset, Bond of Boston, Morton of Chicopee, Flood of Randolph, Whittemore of Hopkinton, Glover of Salem, *of the House.*

*On Public Charitable Institutions.*—Messrs. Davol of Bristol, Osgood of Essex, Martin of Suffolk, *of the Senate.* Messrs. Prescott of Boston, Washburn of Worcester, Kelley of Cambridge, Emery of Lawrence, Witherell of Norton, Reynolds of Richmond, Loring of Barre, Savery of Carver, *of the House.*

*On Public Health.*—Messrs. Ropes of Suffolk, Jewett of Middlesex, Woodworth of Hampden, *of the Senate.* Messrs. Warren of Boston, William Reed, jun., of Taunton, Hooper of Medford, Ames of Wakefield, Holmes of Adams, Norton of Boston, Hoar of Lowell, Clark of Framingham, *of the House.*

*On Public Lands.*—Messrs. Beal of Plymouth, Jewett of Middlesex, *of the Senate.* Messrs. Wiswell of Boston, Park of Cambridge, Brooks of Haverhill, Seeley of Woburn, Hathaway of Rochester, *of the House.*

*On Railroads.*—Messrs. Palmer of Suffolk, Knowlton of Bristol, Knowlton of Worcester, *of the Senate.* Messrs. Osgood of Salem, Tucker of Boston, Soule of New Bedford, Marsh of Quincy, Gaylord of Northampton, Stuart of Hyde Park, Hall of Greenfield, Bigelow of Natick, *of the House.*

*On Roads and Bridges.*—Messrs. Beal of Plymouth, Stockwell of Worcester, *of the Senate.* Messrs. Ferson of Chelsea, Webster of Lawrence, Macomber of Westport, Adams of Amesbury, Sheldon of Southampton, *of the House.*

*On the State House.*—Messrs. Knowlton of Worcester, Martin of Suffolk, *of the Senate.* Messrs. Aldrich of Deerfield, Smith of Sheffield, Lawrence of Pepperell, Harden of Bridgewater, Wilde of Melrose, *of the House.*

*On Street Railways.*—Messrs. Hawkes of Essex, Jewett of Middlesex, Bancroft of Middlesex, *of the Senate.* Messrs. Glines of Somerville, Murphy of Boston, Leary of Worcester, Clough of Tisbury, Coleman of Boston, Morton of Fairhaven, Ingraham of Watertown, Varnum of Lowell, *of the House.*

*On Taxation.*—Messrs. Aldrich of Middlesex, Beal of Plymouth, Hutchinson of Suffolk, *of the Senate.* Messrs. Hastings of Worcester, Colburn of Leominster, Sowdon

of Boston, Crosby of Milford, Dickinson of Granville, Brown of Salem, Stanley of Attleborough, Dee of Boston, *of the House.*

*On Towns.* — Messrs. Hutchinson of Suffolk, Wales of Norfolk, *of the Senate.* Messrs. Nickerson of Somerville, Cushing of Middleborough, Thayer of Norwood, Fiske of Weston, Rice of Charlemont, *of the House.*

#### *Joint Special Committees.*

Joint special  
committees.

In concurrence, the following joint special committees were appointed : —

*On Constitutional Amendments.* — Messrs. Hayes of Middlesex, Aldrich of Middlesex, *of the Senate.* Messrs. Noyes of Boston, McCafferty of Worcester, Park of Cambridge, Bennett of Boston, Cummings of Fall River, *of the House.*

*On Hoosac Tunnel and Troy and Greenfield Railroad.* — Messrs. Winn of Franklin, Burrage of Suffolk, Norton of Suffolk, *of the Senate.* Messrs. Converse of Malden, Warren of Boston, Fowler of Northbridge, Donnell of Chelsea, Darby of North Adams, Locke of Boston, Wons of Gloucester, Barrett of Concord, *of the House.*

*On Labor.* — Messrs. Gardner of Hampden, Harding of Worcester, Wales of Norfolk, *of the Senate.* Messrs. Mellen of Worcester, Sparrow of Cambridge, Wadlin of Reading, Beebe of Longmeadow, Copeland of West Bridgewater, J. D. Reed of Taunton, Proctor of Marblehead, McGlynn of Fall River, *of the House.*

*On the Liquor Law.* — Messrs. Merriam of Worcester, Cate of Essex, Martin of Suffolk, *of the Senate.* Messrs. Baker of Beverly, O'Connor of Boston, Lincoln of Raynham, Thayer of Blackstone, Crowley of Boston, Stetson of Hanson, Roach of Boston, Robinson of Lynn, *of the House.*

*On Retrenchment.* — Messrs. Bishop of Middlesex, Dewey of Berkshire, French of Essex, *of the Senate.* Messrs. Brackett of Boston, Walker of Worcester, Hyde of Boston, Ladd of Springfield, Gaylord of Northampton, Beeching of Boston, Webber of Cambridge, Bates of North Brookfield, *of the House.*

#### *Monitors of the House.*

Monitors.

The Monitors of the House were appointed as follows : —

|                     |   |   |                                                         |
|---------------------|---|---|---------------------------------------------------------|
| <b>1st Division</b> | . | . | Messrs. Hill of Boston,<br>Leary of Worcester.          |
| <b>2d Division</b>  | . | . | Messrs. Tucker of Boston,<br>Bryan of Westfield.        |
| <b>3d Division</b>  | . | . | Messrs. Russell of Pittsfield,<br>Holbrook of Sherborn. |
| <b>4th Division</b> | . | . | Messrs. Thayer of Boston,<br>Leonard of Fall River.     |
| <b>5th Division</b> | . | . | Messrs. Ware of Milton,<br>Blake of Danvers.            |
| <b>6th Division</b> | . | . | Messrs. Prescott of Boston.<br>Desmond of Boston.       |

*Drawing of Seats.*

Under the rule, the House then proceeded at once to the drawing of seats; Messrs. Ladd of Springfield, Powers of South Abington, and Thayer of Boston being appointed a committee to supervise the same. Drawing of seats.

Messrs. Osgood of Salem, Fuller and Wiswell of Boston, Fish of Sandwich, and Stetson of Hanson, were severally allowed to select seats before the drawing began; and seat No. 7 was assigned Mr. Washburn of Worcester, who was absent.

*Petitions Presented.*

By Mr. Stetson of Hanson, petition of J. H. Collins and others, for woman suffrage; to wit, for a law enabling women to vote in presidential elections; also for enactment of laws enabling women to vote in the election of county, town, municipal, and school officers; and for an amendment to the State constitution giving women the same political rights as are now enjoyed by men. Referred to the committee on Constitutional Amendments. Woman suffrage.

By Mr. Park of Cambridge, petition of the town of Eastham, for authority to establish an alewife fishery in the Great Pond in that town. Referred to the committee on the Fisheries. Eastham.

By Mr. Lewis of Provincetown, petition of Edmund Smith and others, president and directors of the Equitable Marine Insurance Company of Provincetown, for an act modifying the charter of said company. Referred to the committee on Insurance. Equitable Marine Insurance Company.

By Mr. Bolles of Boston, petition of Robert C. Mills and others of the Massachusetts Baptist Convention, for Massachusetts Baptist Convention.

an amendment of the charter of said corporation. Referred to the committee on Parishes and Religious Societies.

Boston and  
Lowell Rail-  
road.

By Mr. Locke of Boston, petition of the Boston and Lowell Railroad corporation, for authority to increase the number of its directors from five to seven.

Ibid.

By the same gentleman, petition of the directors of the Boston and Lowell Railroad corporation, for authority for the consolidation of the Salem and Lowell, and Lowell and Lawrence Railroad Companies, or either, with said Boston and Lowell Railroad Corporation.

Severally referred to the committee on Railroads.

Severally sent up for concurrence.

Protection of  
wives.

By Mr. Stetson of Hanson, petition of J. H. Collins and others, for legislation relative to the better protection of wives from the cruelty of their husbands. Referred to the committee on the Judiciary.

Fourteenth Es-  
sex District.

By Mr. Noyes of Boston, petition of Horace L. Bowker, for the seat, as representative for the Fourteenth Essex District, now held by George H. Bond.

Sixteenth Suf-  
folk District.

By Mr. Prescott of Boston, petition of George E. Filkins, for the seat, as representative for the Sixteenth Suffolk District, now held by Timothy B. Spillane.

Fourth Essex  
District.

By Mr. Osgood of Salem, petition of Ira P. Pope and 107 others of Danvers, for a recount of votes for representative from the Fourth Essex District.

Severally referred to the committee on Elections.

#### *Reports, etc., Referred.*

Reports, etc.

Reports, etc., were referred as follows : —

The Forty-seventh Annual Report of the Trustees of the Perkins Institution, and Massachusetts School for the Blind ; and

The Thirty-First Annual Report of the Trustees of the Massachusetts School for Idiotic and Feeble-Minded Youth ;

Severally to the committee on Public Charitable Institutions.

The Thirty-Sixth Annual Registration Report, to the committee on Labor.

State House.

A communication from the Secretary of the Commonwealth, presenting the views and recommendations of the Governor and Council on "the subject of additional accommodations for State commissions and for committees of the Legislature," to the committee on the State House.

Severally sent up for concurrence.

|                                                                            |                             |
|----------------------------------------------------------------------------|-----------------------------|
| Abstract of the returns of Sheriffs ; and                                  | Sheriffs.                   |
| Abstract of the returns of Registers of Deeds ;                            | Registers.                  |
| Severally to the committee on the Judiciary, and ordered to be printed.    |                             |
| Aggregates of polls, property taxes, etc., as assessed May 1, 1878; and    | Polls, property, and taxes. |
| Estimates of appropriations for the several departments for the year 1879; | Estimates.                  |
| Severally to the committee on Finance.                                     |                             |

*Orders.*

On motion of Mr. Noyes of Boston, —  
*Ordered*, That the joint special committee on Constitutional Amendments consider the expediency of calling a convention of delegates of the people for the purpose of revising the constitution.

Constitutional convention.

On motion of Mr. Spillane of Boston, —  
*Ordered*, That the joint committee on Constitutional Amendments consider the expediency of amending article 3 of the Amendments to the Constitution, so that a person otherwise qualified to vote in state, county, or town elections, shall not be required to pay a poll-tax within two years.

Poll-tax.

On motion of Mr. Clark of Petersham, —  
*Ordered*, That the committee on Education consider the expediency of amending section 1, chapter 38, of the General Statutes, by the insertion of the word "book-keeping" after the word "arithmetic."

Book-keeping.

Severally sent up for concurrence.

On motion of Mr. Spillane of Boston, —  
*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 88 of the Acts of the year 1876, so that the whole poll-tax assessed upon an individual in one year, except for highway purposes, separately assessed, shall not exceed one dollar.

Poll-tax.

On motion of Mr. Marsh of Quincy, —  
*Ordered*, That the committee on the Judiciary inquire whether any legislation is necessary relative to the record of conveyances of personal property.

Conveyances of personal property.

*Orders of the Day.*

The report of the committee on House Rules and Orders,

Orders of the day.



recommending an amendment to House Rule 31, was accepted.

At 3.30 adjourned.

TUESDAY, Jan. 7, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Bounties to  
agricultural  
societies.

By Mr. Barrus of Goshen, petition of various farmers' clubs of Massachusetts, for a change in the law relative to the distribution of State bounty to agricultural societies. Referred to the committee on Agriculture.

Plymouth —  
perch.

By Mr. Howland of Plymouth, petition of J. N. Stoddard and others, for a law regulating the taking of white or yellow perch in the waters of the town of Plymouth. Referred to the committee on the Fisheries.

Middleborough  
water-supply.

By Mr. Cushing of Middleborough, petition of the town of Middleborough, for an act to authorize said town to introduce a supply of pure water. Referred to the committee on Public Health.

Billerica and  
Bedford Rail-  
road.

By Mr. Scott of Lexington, petition of Luther W. Faulkner and others, for an act of incorporation with authority to purchase, hold, and operate the Billerica and Bedford Railroad.

Middlesex Cen-  
tral Railroad.

By Mr. Barrett of Concord, petition of the Middlesex Central Railroad Company, for authority to construct its extension over a strip of land of the Commonwealth near the State Prison.

Severally referred to the committee on Railroads.

Valuation and  
assessment.

By Mr. Sherburne of Boston, petition of Lafayette Burr and others, for a change in the law relative to the valuation of property, and assessment of taxes.

Taxation of  
mortgaged  
property.

By Mr. Tucker of Boston, petition of William B. Stevens and others, for a change in the law relative to the taxation of mortgaged property.

Severally referred to the committee on Taxation.

Lawrence and  
Andover.

By Mr. Moulton of Lawrence, petition of the city of Lawrence, for a change of boundary-line between said city and the town of Andover.

By the same gentleman, petition of the city of Lawrence, for a change of boundary-line between said city and the town of North Andover. Lawrence and North Andover.

By Mr. Marsh of Quincy, petition of Elias Richards and 117 others, for a change in the boundary-line between the towns of Braintree and Weymouth. Braintree and Weymouth.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

By Mr. Russell of Boston, petition of Charles R. Train and John P. Putnam, a committee of St. Paul's Church, for leave to take the tombs under said church, and for prohibition of interment therein. St. Paul's Church.

By the same gentleman, petition of S. R. Urbino and 488 others of West Newton, for the protection of wives against the cruelty of their husbands. Wives.

By Mr. Sherburne of Boston, petition of Edward C. Riddle, for an act authorizing the proprietors of Harvard Chapel to sell real and personal estate. Harvard Chapel.

By Mr. Johnson of Boston, petition of Thomas P. Proctor, that certain acts done by him as justice of the peace may be confirmed. T. P. Proctor.

Severally referred to the committee on the Judiciary.

### *Reports, etc., Referred.*

Annual Report of the Treasurer and Superintendent of the Massachusetts Employment Bureau for Disabled Soldiers. Referred to the committee on Military Affairs. Reports.

A message was received from the Governor, transmitting the following reports :

Annual Report of the Board of Inspectors of the State Prison ; and

Annual Report of the State Agency for Aiding Discharged Convicts.

Severally referred to the committee on Prisons.

Annual Reports :

Of the Trustees of the State Reform School ;

Of the Trustees of the State Industrial School ;

Of the Trustees of the State Lunatic-Hospitals at Northampton, Taunton, and Worcester ;

Of the Inspectors of the State Workhouse ;

Of the Inspectors of the State Primary School ;

Of the Inspectors of the State Almshouse ; also

Of the Trustees of the State Lunatic-Hospital at Danvers.

Severally referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

### *Orders.*

- |                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Polygamy.                                       | <p>On motion of Mr. Clark of Petersham, —</p> <p><i>Ordered</i>, That the committee on Federal Relations consider the expediency of petitioning Congress for such legislation, in addition to the Act of 1862, to prevent and punish the practice of polygamy in the Territories of the United States, as may tend to effectually restrain and suppress that crime.</p>                                                                     |
| Supplies for charitable and penal institutions. | <p>On motion of Mr. Brackett of Boston, —</p> <p><i>Ordered</i>, That the committee on Retrenchment consider whether a reduction can be made in the expenses of the charitable, reformatory, and penal institutions of the Commonwealth by providing that proposals for furnishing the supplies required for the same be advertised for, and contracts therefor awarded to the lowest bidder.</p> <p>Severally sent up for concurrence.</p> |
| Elections.                                      | <p>On motion of Mr. O'Neil of Boston, —</p> <p><i>Ordered</i>, That the committee on the Judiciary consider the expediency of amending chapter 7 of the General Statutes, relative to the manner of conducting elections.</p>                                                                                                                                                                                                               |
| Consolidating the General Statutes.             | <p>On motion of Mr. Frye of North Andover, —</p> <p><i>Ordered</i>, That the committee on the Judiciary consider the expediency of revising and consolidating the General Statutes of this Commonwealth and the various supplements thereto.</p>                                                                                                                                                                                            |
| Boston municipal courts.                        | <p>On motion of Mr. Bennett of Boston, —</p> <p><i>Ordered</i>, That the committee on the Judiciary consider the expediency of so amending the law, that the judges of any municipal court in the city of Boston may hold terms of court in any district or municipal court in said city of Boston in the absence or inability of the judges of said court to attend at any session or term thereof.</p>                                    |
| Judgment debtors.                               | <p>On motion of Mr. Hyde of Boston, —</p> <p><i>Ordered</i>, That the committee on the Judiciary consider and report what change, if any, should be made in chapter 250 of the Acts of the year 1877, relating to the arrest and examination of judgment debtors.</p>                                                                                                                                                                       |

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider and report what change, if any, should be made in chapter 97 of the Acts of the year 1877, relating to the dissolution of certain attachments by trustee process.

Dissolution of  
attachments by  
trustee process.

On motion of Mr. Bennett of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the law, that married women shall be amenable to criminal complaint, indictment, and conviction, as though they were sole.

Married women.

On motion of Mr. O'Connor of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 165 of the Acts of the year 1878, relative to the recording and registering of bets and wagers, and the buying and selling of pools, by striking out the following words: "Upon the result of any trial or contest of skill, speed, or endurance of man, beast, bird, or machine, or upon the result of any game or competition."

Bets, wagers,  
and pools.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending chapter 118 of the General Statutes, so as to provide, that, in the order for a dividend of the estate of an insolvent debtor, the preference given to the claim of any operative shall be for the full amount due such operative for labor done within one year.

Dividends on  
insolvent  
estates.

On motion of Mr. Callender of Boston, —

*Ordered*, That the committee on Probate and Chancery consider whether any further legislation is necessary in regard to the service of any legal process on executors, administrators, guardians, and trustees, appointed by any probate court in this Commonwealth, who may reside out of this State.

Executors,  
administrators,  
guardians, etc.

On motion of Mr. Hale of Cambridge, —

*Ordered*, That the committee on Rules and Orders consider the expediency of so amending Rule 66 of the Rules and Orders of the House, as to provide that the sense of the House shall be taken by yeas and nays whenever required by one-fifth of the members, instead of by twenty members as at present provided.

Yeas and nays.

The following orders, offered by Mr. Osgood of Salem, were adopted : —

**Trustee process.** *Ordered*, That so much of the Address of his Excellency the Governor as relates to the trustee process be referred to the committee on the Judiciary.

**Finances.** *Ordered*, That so much of the Address of his Excellency the Governor as relates to the finances of the Commonwealth be referred to the committee on Finance.

*Introduced on Leave.*

**Savings banks.** By Mr. Frye of North Andover, a Bill to amend section 9 of chapter 203 of the Acts of the year 1876, in relation to savings banks and institutions for savings. Read, and referred to the committee on Banks and Banking.

**Fees of jurors.** By Mr. Brackett of Boston, a Bill relating to the fees of jurors. Read, and referred to the committee on Retrenchment.

Severally sent up for concurrence.

*Papers from the Senate.*

**Chelsea.** The petition of the city of Chelsea for re-imbursement for money paid for rent of armory was referred in concurrence to the committee on Claims.

**Salaries of members.** A Bill to establish the salaries of members of the Senate and House of Representatives, introduced on leave in the Senate, was read, and referred in concurrence to the committee on Retrenchment.

**21st and 22d joint rules.** *Ordered*, In concurrence, that the joint committee on Rules and Orders consider and report whether any amendments of the 21st and 22d joint Rules are expedient.

**Poll-tax.** *Ordered*, In concurrence, that the committee on Constitutional Amendments consider the expediency of so amending article 3 of the Amendments of the Constitution, that the payment of a tax shall no longer be required to enable a person, otherwise qualified, to vote.

The following order was referred in concurrence to the committee on Printing : —

**Governor's address.** *Ordered*, That there be printed for the use of the members of the Legislature thirty-five hundred extra copies of the Governor's Address.

At 2.30 adjourned.

WEDNESDAY, Jan. 8, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

The Annual Report of the Receivers of the Lancaster Savings Bank was received, and referred to the committee on Banks and Banking. Sent up for concurrence.

Lancaster Sav-  
ings Bank.*Member Qualified.*

Mr. Peck of Egremont, a representative-elect, being present, and ready to be qualified, a committee was appointed, who conducted him to the Council Chamber, and, he having been duly qualified, report was made accordingly.

Member  
qualified.*Petitions Presented.*

By Mr. Hill of Boston, petition of the Massachusetts Charitable Eye and Ear Infirmary, for an appropriation of ten thousand dollars. Referred to the committee on Public Charitable Institutions.

Massachusetts  
Eye and Ear  
Infirmary.

By Mr. Emery of Lawrence, petition of the Lowell and Lawrence Railroad Company, for authority to consolidate with the Boston and Lowell Railroad Corporation.

Lowell and  
Lawrence Rail-  
road.

By Mr. Wiggin of Lowell, petition of the Salem and Lowell Railroad Company, for authority to consolidate with the Boston and Lowell Railroad Corporation.

Salem and Low-  
ell Railroad.

Severally referred to the committee on Railroads.

Severally sent up for concurrence.

By Mr. Spillane of Boston, petition of L. D. Welby and others, for a law to provide additional protection in the exercise of the franchise.

Protection to  
voters.

By the same gentleman, petition of L. D. Welby and others, for a law to regulate the business of pawnbrokers, and to reduce the rate of interest charged by them.

Pawnbrokers.

By Mr. Kimball of Haverhill, petition of the Mayor of Haverhill, for an amendment of the city charter relative to the election of mayor.

Haverhill, char-  
ter of.

By the same gentleman, petition of the Mayor of Haverhill, for an amendment of the city charter, so that the Board of Aldermen shall consist of seven members.

Ibid.

Severally referred to the committee on the Judiciary.

By Mr. Fitz Gerald of Boston, petition of Daniel S. Burnham, for the seat, as representative for the Tenth Suffolk District, now held by A. J. C. Sowdon. Referred to the committee on Elections.

Tenth Suffolk  
District.

*Orders.*

On motion of Mr. Tucker of Boston, —  
*Ordered*, That the committee on Constitutional Amendments consider the expediency of an amendment to the constitution fixing the pay of members of the Legislature.

On motion of Mr. Clark of Petersham, —  
*Ordered*, That the committee on Education consider the expediency of a law requiring school officers to exercise such supervision of the industrial education of children as may tend to secure to every child the acquirement of some occupation which may afford a means of self-support; statistical information concerning the industrial status of children to be returned with the annual reports.

On motion of the same gentleman, —  
*Ordered*, That the committee on Roads and Bridges consider the expediency of a law preventing the accumulation of stones, brush, rubbish, or other refuse material, by the side of the highways and within their lines, to their disfigurement and injury.

On motion of Mr. McGlynn of Fall River, —  
*Ordered*, That the committee on Labor consider the expediency of amending section 2 of chapter 221 of the Acts of the year 1874, concerning the hours of labor in manufacturing establishments, by striking out the word "wilfully" wherever it occurs in said section, and by inserting the words, "or permits to be employed," after the word "employs," in the second and sixth lines.

On motion of Mr. Litchman of Marblehead, —  
*Ordered*, That the committee on Labor be directed to consider the matter of convict labor in the penal institutions of the State, and to report such legislation in relation thereto as may be deemed expedient to abolish the present system of letting out the labor of convicts to private contractors in competition with the honest labor of the State.

On motion of the same gentleman, —  
*Ordered*, That the committee on Railroads consider the expediency of such legislation as will fix the rate of fare for passengers upon the railroads in the State at a sum not exceeding two cents per mile; also that the same committee consider the expediency of providing by law, that, where any railroad operates two branches between any two points, tickets purchased shall be good over either branch without discrimination.

On motion of Mr. Hill of Boston, —

*Ordered*, That the committee on Railroads inquire if any and what legislation is necessary in reference to the employment by railroad companies, in certain responsible positions, of persons afflicted with color-blindness. Color-blindness.

On motion of Mr. Ladd of Springfield, —

*Ordered*, That the committee on Retrenchment be directed to inquire what, if any, changes ought to be made in chapter 192 of the Acts of the year 1877, and chapter 282 of the Acts of the year 1878, relating to State aid to poor and disabled soldiers and sailors. State-Aid.

On motion of Mr. Fitz Gerald of Boston, —

*Ordered*, That the Auditor of Accounts be authorized to submit in print the usual summary of his annual report, for the early use of the Legislature. Summary of Auditor's report.

Severally sent up for concurrence.

On motion of Mr. Pickman of Lowell, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 10 of chapter 174 of the General Statutes, relative to sureties for peace, by inserting after the word "indictment," in the second line of said section, the words "or complaint." Sureties for peace.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 37, chapter 165, of the General Statutes, so as to provide for an increase of the terms of imprisonment mentioned therein for the offence of the violation of sepulture. Violation of sepulture.

On motion of Mr. Bennett of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law concerning the findings of courts in jury-waived cases, and notices thereof to the parties. Jury-waived cases.

On motion of Mr. Sherburne of Boston, —

*Ordered*, That the committee on Elections be empowered to send for persons and papers in any case that may be referred to it. Committee on Elections.

On motion of Mr. Tucker of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation in amendment of the insolvent law, or in addition thereto. The insolvent law.

On motion of Mr. Hill of Boston, —

*Ordered*, That the committee on Rules and Orders con-



Persons not  
members on the  
floor.

sider and report whether any additional rules are necessary in reference to the presence upon the floor of the House of persons who are not members of either branch of the Legislature.

Appropriation  
bills.

On motion of Mr. Ladd of Springfield, —  
*Ordered*, That the committee on Finance be authorized to report from time to time such appropriation bills as may be required to meet the exigencies of the government, and to employ such clerical assistance as may be needed.

Clerks of courts.

On motion of Mr. Emery of Lawrence, —  
*Ordered*, That the clerks of the Supreme Judicial Court, and the Superior Courts in the several counties, report forthwith to this House a detailed and specific statement, under oath, of all fees, salaries, and moneys from all sources received by them in their official capacities in the year 1878, with amount thereof retained by them, and the amounts paid over to the treasuries of their several counties according to law.

*Introduced on Leave.*

Northern Essex  
registry of  
deeds.

By Mr. Frye of North Andover, a Bill to amend section 1 of chapter 445 of the Acts of 1869, entitled "An Act to establish a registry of deeds for the Northern District of Essex." Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Retrenchment.

*Ordered*, In concurrence, that the joint special committee on Retrenchment in the public expenditure be directed to consider all questions involving a simplification of the public service, and a better administration thereof, whether by the abolition of existing offices, the consolidation of two or more of the same, a change in the manner of appointment or election, the reduction or better apportionment of salaries, or otherwise.

The following papers were referred in concurrence :  
Petitions of the Mayor of Boston :

Boston schools.

For amendment of the laws relative to school registers and returns ; also in relation to attendance at evening schools ; and

*Ibid.*

For an act relating to trust-funds for the benefit of the public schools of that city.

Severally to the committee on Education.

Petition of the Mayor of Chelsea, for a law authorizing the city of Chelsea to take lands for sewerage purposes; and

Chelsea.

Petitions of the city of Boston :

For legislation to prevent the pollution of the tributaries of Lake Cochituate ;

Lake Cochituate.

For authority to further improve the Roxbury Canal; and

Roxbury Canal.

For the passage of an act for the further protection of Lake Cochituate.

Lake Cochituate.

Severally to the committee on Public Health.

Petition of the city of Boston for further regulation of horse-car travel. To the committee on Street Railways.

Boston horse-cars.

### *Reports of Committees.*

By Mr. Fuller of Boston, from the committee on the Judiciary, no legislation necessary on the Abstract of Returns of Registers of Deeds.

Returns of registers of deeds.

By Mr. Hale of Cambridge, from the same committee, no legislation necessary on the Abstract of Returns of Sheriffs.

Returns of sheriffs.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Fuller of Boston, from the same committee, on a petition, a Resolve confirming the acts of Thomas P. Proctor as a justice of the peace.

T. P. Proctor.

Read, and placed in the orders of the day for to-morrow, for a second reading.

At 2.30 adjourned.

THURSDAY, Jan. 9, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

The report of the Receivers of the Hyannis Savings Bank was received, referred to the committee on Banks and Banking, and sent up for concurrence.

Hyannis Savings Bank.

### *Petitions Presented.*

By Mr. Dickinson of Granville, petition of Charlotte A. Noble and 72 others; by Mr. Ladd of Springfield, petition

Woman suffrage.

of C. F. Ranstead and others; by Mr. Adams of Amesbury, petition of Joseph T. Clarkson and 120 others; by Mr. Wright of Ashby, petitions of Phineas Haynes and 31 others, and of Eliza Babbitt and 28 others; by Mr. Paddock of Nantucket, petition of William R. Perkins and 166 others; by Mr. Wiswell of Boston, petition of George Hollingsworth and 20 others; by Mr. Wilde of Melrose, petition of M. W. Currier and 31 others,—severally for Woman Suffrage.

Severally referred to the committee on Constitutional Amendments.

Boston Protective Department.

By Mr. Noyes of Boston, petition of the Boston Protective Department, for an amendment of its charter.

Kerosene-oil.

By Mr. Hill of Boston, petition of Charles E. Guild and others, officers of various insurance companies, for legislation relative to the inspection, storage, and sale of kerosene-oil.

Severally referred to the committee on Insurance.

Convict labor.

By Mr. Thomas of Brookline, petition of E. and A. H. Batchelder & Co., and 995 others, for legislation regulating contracts for convict labor. Referred to the committee on Labor.

Dwight A. Barrett.

By Mr. Thayer of Boston, petition of Elizabeth S. Barrett and George M. Hobbs, guardians of Dwight A. Barrett, for State aid for said ward. Referred to the committee on Military Affairs.

Massachusetts Central Railroad.

By Mr. Russell of Boston, petition of the Massachusetts Central Railroad Company relative to an extension of time for locating and constructing its road, for authority to construct and operate an extension of its road, and for authority to consolidate with, or to purchase or lease, some other road. Referred to the committee on Railroads.

Severally sent up for concurrence.

Wives.

By Mr. Maynard of Springfield, petition of A. C. Russell and 22 others; by Mr. Lawton of New Bedford, petition of S. Griffiths Morgan and 13 others; by Mr. Tucker of Boston, petitions of W. O. Crosby and 10 others, and of Thomas Mack and 2 others; by Mr. Paddock of Nantucket, petition of William R. Perkins and 131 others; by Mr. Wright of Ashby, the petition of John Whiteley and 28 others,—severally for the protection of wives against the cruelty of their husbands.

Severally referred to the committee on the Judiciary.

By Mr. Thayer of Boston, petition of Edwin R. Van Deusen, for the seat, as representative for the Tenth Hampden District, now held by James H. Bryan. Tenth Hampden District.

By Mr. O'Neil of Boston, petition of John D. Mulhinnock, for the seat, as Representative for the Twelfth Suffolk District, now held by Edward J. Jenkins. Twelfth Suffolk District.

Severally referred to the committee on Elections.

### *Orders.*

On motion of Mr. Brigham of Westborough, —

*Ordered,* That the committee on Banks and Banking consider the expediency of exempting from taxation so much of deposits in savings banks as is invested in real estate by reason of foreclosure of mortgage. Deposits in savings banks.

On motion of Mr. Mellen of Worcester, —

*Ordered,* That the committee on Labor consider the expediency of recommending Congress establish to a national Bureau of Labor Statistics. National Bureau of Labor Statistics.

On motion of Mr. Brown of Salem, —

*Ordered,* That the committee on Retrenchment consider the expediency of providing by law for the fixing of all the fees to be charged by the clerks of the several courts, and for the collection thereof; and that the amount of said fees, of which a monthly account shall be rendered, shall be paid into the county treasury; also of fixing by law the salaries of all clerks and assistant clerks of courts. Clerks of courts.

On motion of Mr. Baker of Beverly, —

*Ordered,* That the committee on Retrenchment examine fully into all the matters of compensation now allowed by law to the various public officers of state and county, the compensation of jurors and witnesses, the fees, allowances, and expenses of all kinds, and the modes in which the same are now paid, and report what changes or reductions may properly be made in such salaries, compensation, fees, allowances, or expenses; and also into all other matters relating to state or county expenditures, whether the same be herein mentioned specially or not; and to examine into and report what, if any, offices or commissions may be consolidated or abolished with benefit to the Commonwealth, — to the end that there may be a positive reduction in the expenditures of the State; and said committee shall have power to send for persons and papers. Retrenchment.

On motion of Mr. Smyth of Worcester, —

*Ordered,* That the Insurance Commissioner be requested. Insurance.

ed to make a special report to the Legislature, as promptly as practicable, relative to legislation upon the subject of insurance.

Severally sent up for concurrence.

On motion of Mr. Nichols of Lawrence, —

State Detectives.

*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 15 of the Acts of the year 1875, establishing a State detective force.

On motion of Mr. Hoar of Lowell, —

Trustee process.

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 260 of the Acts of the year 1878, that the amount reserved in the hands of the trustee, where the demand is for necessities, shall read "twenty dollars" instead of "ten dollars," as is now provided in section 8 of said chapter.

On motion of Mr. Brackett of Boston, —

State aid.

*Ordered*, That the Auditor of Accounts be requested to communicate to the House such information as may be in possession of his department, relating to the relief of soldiers, sailors, and their families, under the State aid laws of the Commonwealth, and particularly to the operation of chapter 282 of the Acts of the year 1878, with such suggestions as he may deem necessary.

*Introduced on Leave.*

Wilmington.

By Mr. Wadlin of Reading, a Bill to authorize the town of Wilmington to pay bounties to soldiers who served as part of the quota of said town in the recent war.

Soldiers' claims.

By Mr. Kelley of Cambridge, a Bill for the appointment of an agent to attend to the claims of Massachusetts soldiers and sailors who served in the late war.

Severally read, and referred to the committee on Military Affairs.

Severally sent up for concurrence.

Purity of the franchise.

By the same gentleman, a Bill to preserve the freedom and purity of the elective franchise. Read, and referred to the committee on the Judiciary.

*Motion to Reconsider.*

State aid.

Mr. Thayer of Boston moved to reconsider the vote whereby the order offered yesterday by Mr. Ladd of Springfield, relative to State aid to poor and indigent soldiers and sailors, was adopted by the House, which prevailed. On further motion of the same gentleman, the

order was then amended so as to read "committee on Military Affairs," instead of "committee on Retrenchment." Adopted as amended, and sent up for concurrence.

*Papers from the Senate.*

*Ordered,* In concurrence, that the committee on Military Affairs be instructed to consider the expediency of repealing chapter 282 of the Acts of the year 1878, providing additional pay to poor and indigent soldiers and sailors. State aid.

*Ordered,* In concurrence, that so much of the Governor's address as relates to harbors be referred to the joint standing committee on Harbors. Governor's address.

*Ordered,* In concurrence, that so much of the address of his Excellency the Governor as relates to the consolidation of the Board of Land Commissioners and the Board of Harbor Commissioners, be referred to the joint special committee on Retrenchment. Harbor and Land Commissioners.

The following papers were referred in concurrence:

The Annual Report of the Receivers of the West Boston Savings Bank. To the committee on Banks and Banking. West Boston Savings Bank.

Petition of S. R. Urbino and others, for woman suffrage. To the committee on Constitutional Amendments. Woman suffrage.

Petition of the city of Boston, for amendment of chapter 282 of the Acts of 1878, relative to State aid. To the committee on Military Affairs. State aid.

Petition of the Winnisimmet Railroad Company, for extension of term of charter, and power to alter present lease, or make a new one. To the committee on Street Railways. Winnisimmet Railroad Company.

*Reports of Committees.*

By Mr. Hale of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to making married women amenable to criminal prosecution as though they were sole. Married women.

Read, and placed in the orders of the day for to-morrow.

By Mr. Fitz Gerald of Boston, from the committee on Rules and Orders, on the order relative to amending House Rule 66, concerning the calling of the yeas and nays, recommending that the following order should be adopted: Yeas and nays.

*Ordered*, That House Rule 66 be amended by striking out the words "twenty of the members present," and inserting instead thereof the words "one-fifth of the members present, and voting thereon."

Read, considered under a suspension of the rule, and rejected, two-thirds not having voted in the affirmative.

*Orders of the Day.*

Orders of the day.

Reports of the committee on the Judiciary, no legislation necessary:

On the Abstract of Returns of Sheriffs; and

On the Abstract of Returns of Registers of Deeds;

Were severally accepted.

The Resolve confirming the acts of Thomas P. Proctor as a justice of the peace was read, and ordered to a third reading.

At 8.07 adjourned.

FRIDAY, Jan. 10, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Barnstable Savings Bank.

The report of the receivers of the Barnstable Savings Bank was received, and referred to the committee on Banks and Banking.

Harbor Commissioners.

The report of the Board of Harbor Commissioners for the year 1878 was received, and referred to the committee on Harbors.

Severally sent up for concurrence,

*Petitions Presented.*

Hingham water-supply.

By Mr. Lincoln of Hingham, petition of John D. Long and others, for an act of incorporation under the name of the Hingham Water Supply Company, for the purpose of furnishing said town with pure water from Accord Pond. Referred to the committee on Public Health, and sent up for concurrence.

Wives.

By Mr. Hale of Cambridge, petition of Mary Mann and 8 others; by Mr. Callender of Boston, petition of George Hollingsworth and others, — severally for the protection of wives against the cruelty of their husbands.

By Mr. Russell of Boston, petition of William S. Dexter and others, trustees under the will of Gen. Thayer, for an act of incorporation for the purpose of maintaining an academy. Thayer Academy.

By Mr. Norton of Boston, petition of L. D. Welby and 49 others, for legislation to prevent caucus-packing, ballot-box stuffing, and fraudulent voting. Fraud in voting.

By Mr. Kimball of Haverhill, petition of Nathan S. Kimball and others, for an amendment of the charter of the city of Haverhill, relative to assistant assessors. Haverhill — Assistant assessors.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Bennett of Boston, —

*Ordered,* That the committee on Constitutional Amendments consider the expediency of so amending the constitution, that complaints and indictments may be made and presented to court without hearing before grand juries, and the abolition of the grand jury system of this Commonwealth. The grand jury system.

On motion of Mr. Kelley of Cambridge, —

*Ordered,* That the committee on Insurance consider the expediency of providing by law that all insurance companies doing business within this Commonwealth shall be required to provide, for the use of those who desire to insure, a concise and explicit form of policy, in which all the conditions shall be enumerated and set forth in a perfectly clear and legible manner as regards the language used in, and the printing placed upon, the said policy, to the end that the insured may know exactly what protection said companies provide by and through the contract entered into. Insurance policies.

On motion of Mr. Prescott of Boston, —

*Ordered,* That the committee on Public Charitable Institutions be authorized to visit said institutions at such times as they may deem expedient. Committee on Public Charitable Institutions.

On motion of Mr. Sowdon of Boston, —

*Ordered,* That the committee on Taxation consider the expediency of exempting from taxation the personal property of persons not inhabitants of this Commonwealth, held for their benefit by trustees or guardians here. Taxation of personal property.

On motion of the same gentlemen, —

*Ordered,* That the committee on Taxation consider the expediency of providing that the annual assessment of Assessment of taxes.



taxes in this Commonwealth be made on the first day of January in each year, instead of on the first day of May, as now provided.

On motion of the same gentleman, —

Taxation of  
foreign corpora-  
tions.

*Ordered*, That the committee on Taxation consider the expediency of exempting stocks in foreign corporations from taxation in this Commonwealth.

On motion of Mr. Crosby of Milford, —

Assessors of  
taxes.

*Ordered*, That the committee on Taxation consider the expediency of amending section 1, chapter 77, of the Acts of the year 1878, relative to the powers of assessors of taxes, by striking out the last sentence of said section.

On motion of Mr. Converse of Malden, —

Tunnel commit-  
tee.

*Ordered*, That the committee on the Troy and Greenfield Railroad and Hoosac Tunnel be, and they hereby are, authorized to visit said railroad and tunnel whenever it may be necessary, relative to matters of legislation thereon referred to them.

Severally sent up for concurrence.

On motion of Mr. Lowther of Boston, —

Jury-lists.

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 6 of chapter 132 of the General Statutes, relative to jury-lists.

On motion of Mr. Osgood of Salem, —

Reading of bills,  
etc.

*Ordered*, That all bills, resolves, and other papers that have been, or, under the rules or usages of the House, are to be, printed, shall be read by their titles only, unless the full reading is requested.

On motion of Mr. Aldrich of Deerfield, —

Adjournment.

*Ordered*, That, when the House adjourns, it be to meet on Monday next at two o'clock P.M.

#### *Introduced on Leave.*

Certain public  
documents.

By Mr. Hill of Boston, a Resolve relative to the distribution of certain public documents. Read, referred to the committee on Printing, and sent up for concurrence.

Elections.

By Mr. Marsh of Quincy, a Bill relating to elections.

Drunkenness.

By Mr. Leary of Worcester, a Bill to amend section 25, chapter 165, of the General Statutes, relative to drunkenness.

Severally read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of enacting laws, or additional laws, for the protection and propagation of forest-trees in this Commonwealth; also whether it is judicious to provide by law for the appointment of an officer, to be styled State Forester. Forest-trees.

A report of the committee on Printing accepted by the Senate, on an order relative to printing thirty-five hundred extra copies of the Governor's Address, that the following order should be adopted as a substitute:— Governor's address.

*Ordered*, That there be printed fifteen hundred copies of the Governor's Address,—a thousand for the use of the Legislature, and five hundred for the Governor and Council.

Read, and placed in the orders of the day for Monday.

The following papers were referred in concurrence:

A remonstrance of the Workingmen's Association, against any reduction in the pay of members of the Legislature; also a petition for reduction of salaries of State employes. To the committee on Retrenchment. Salaries.

A petition of E. Worthen James and others, that the qualification for voting by the payment of a poll-tax may be abolished. To the committee on Taxation. Poll-tax.

*Reports of Committees.*

By Mr. Russell of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to revising and consolidating the General Statutes. General Statutes.

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on the order relative to recording conveyances of personal property. Personal property.

By Mr. Ware of Milton, from the same committee, inexpedient to legislate, on the order relative to judges of any municipal court of Boston holding terms of court in certain cases. Boston courts.

Severally read, and placed in the orders of the day for Monday.

By Mr. Russell of Boston, from the same committee, on an order, a Bill to abolish the State Detective Force. Read, and referred under the rule to the Committee on Finance. State Detective Force.

Sureties for  
peace.

By Mr. Hale of Cambridge, from the same committee, on an order, a Bill to amend chapter 174 of the General Statutes, relating to sureties for peace.

Violation of  
sepulchre.

By Mr. Maynard of Springfield, from the same committee, on an order, a Bill to amend section 37 of chapter 165 of the General Statutes, relating to the violation of sepulchre.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to making married women amenable to criminal prosecution, as though they were sole, was accepted.

The Resolve confirming the acts of Thomas P. Proctor as a justice of the peace was read a third time, passed to be engrossed, and sent up for concurrence.

At 3.07 adjourned.

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MONDAY, Jan. 13, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Prison Commis-  
sioners.

The Annual Report of the Commissioners of Prisons was received, and referred to the committee on Prisons.

State aid.

A communication was received from the Auditor, in response to an order of the House, dated Jan. 9, transmitting the desired information relative to the relief of soldiers and sailors under the State aid laws. Referred to the committee on Military Affairs.

Severally sent up for concurrence.

### *Petitions Presented.*

William C.  
Peabody.

By Mr. Converse of Malden, petition of William C. Peabody for State aid. Referred to the committee on Claims.

Woman suf-  
frage.

By Mr. Copeland of West Bridgewater, petition of F. E. Howard and 7 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Boston and  
North-western  
Railroad Asso-  
ciation.

By Mr. Osgood of Salem, petition of Edward Atkinson, on behalf of the Boston and North-western Railroad Association, for an act of incorporation, with powers therein set forth. Referred to the committee on Railroads.

By Mr. Russell of Boston, remonstrance of H. W. Brown and another, representing the Socialistic Labor Party of Boston; and by Mr. Bennett of Lowell, remonstrance of E. Hayes and others, — severally against a reduction of the pay of members of the Legislature.

Pay of members.

Severally referred to the committee on Retrenchment.

By Mr. Clough of Tisbury, petition of Samuel Butler and 75 others, for a division of the town of Edgartown. Referred to the committee on Towns.

Edgartown.

By Mr. Hill of Boston, petition of Edward E. Hale and others, for an act of incorporation as the Massachusetts Public Health Association. Referred to the committee on Public Health.

Massachusetts Public Health Association.

Severally sent up for concurrence.

By Mr. Brooks of Haverhill, remonstrance of Joseph K. Jenness and others of Haverhill, against any legislation affecting the registration of deeds of estate in said city. Referred to the committee on the Judiciary.

Essex-North, registry of deeds.

### *Orders.*

On motion of Mr. Tucker of Boston, —

*Ordered*, That the committee on Public Health consider the expediency of further legislation to prevent the manufacture and sale of adulterated food and drugs.

Adulteration of food and drugs.

On motion of Mr. Prescott of Boston, —

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of reducing the price for board of state, city, and town patients in the several State lunatic-hospitals.

Board of patients in lunatic-hospitals.

On motion of Mr. Hill of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of amending the laws relating to the selection of State Directors of the Boston and Albany Railroad Company.

State Directors Boston and Albany Railroad Company.

Severally sent up for concurrence.

On motion of Mr. Hastings of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 251 of the Acts of the year 1878, relating to the registration of voters in cities, so that the form prescribed for the register shall not require a new entry of the name of a voter, who changes his residence from one ward to another of the same city.

Registration of voters in cities.

On motion of Mr. Hale of Cambridge, —  
**Junk.** *Ordered*, That the committee on the Judiciary consider the expediency of amending section 27 of chapter 88 of the General Statutes, relative to the sale of junk, etc., by inserting before the words "twenty dollars" the words "not exceeding."

On motion of Mr. Hastings of Worcester, —  
**Seats.** *Ordered*, That, after to-day, the seventh paragraph of House Rule 96 be suspended, so far as it allows an exchange of seats.

*Introduced on Leave.*

**Railroad Commissioners.** By Mr. Witherell of Norton, a Bill to amend chapter 408 of the Acts of the year 1869, establishing a Board of Railroad Commissioners. Read, referred to the committee on Railroads, and sent up for concurrence.

*Papers from the Senate.*

**Securities in the treasury.** *Ordered*, In concurrence, that a committee be appointed, consisting of the Senate committee on the Treasury, and the House committee on Finance, to examine the securities in the hands of the Treasurer and Receiver-General, and report the condition of the same.

**Boston Elevated Railroad Company.** The petition of L. A. Bigelow and others, for a charter as the Boston Elevated Railroad Company, was referred, in concurrence, to the committee on Street Railways.

*Reports of Committees.*

**Caucus-packing, etc.** By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, leave to withdraw, on the petition of L. D. Welby and others, for legislation to prevent caucus-packing, ballot-box stuffing, and fraudulent voting.

**Book-keeping.** By Mr. Clark of Petersham, from the committee on Education, inexpedient to legislate, on the order relative to teaching book-keeping in the public schools.

Severally read, and placed in the orders of the day for to-morrow.

**Haverhill.** By Mr. Jennings of Fall River, from the committee on the Judiciary, on petitions, a Bill in addition to an Act establishing the city of Haverhill.

**Harvard Chapel.** By Mr. Fuller of Boston, from the same committee, on a petition, a Bill to authorize the proprietors of Harvard Chapel to sell real and personal estate.

By Mr. Maynard of Springfield, from the same committee, on a bill on leave, a Bill relating to elections in towns. Elections.  
Severally read, and ordered to a second reading.

*Orders of the Day.*

Reports of the committee on the Judiciary, inexpedient to legislate: Orders of the day.

On the order relative to judges of any municipal court of Boston holding terms of court in certain cases;

On the order relative to recording conveyances of personal property; and

On the order relative to revising and consolidating the General Statutes;

Were severally accepted.

The report of the committee on Printing, on an order relative to printing thirty-five hundred extra copies of the Governor's Address, that an order should be adopted as a substitute providing for fifteen hundred copies, was accepted in concurrence, and the order adopted.

**Bills:**

To amend chapter 174 of the General Statutes relating to sureties for peace; and

To amend section 37 of chapter 165 of the General Statutes relating to the violation of sepulture;

Were severally read, and ordered to a third reading.

At 2.17 adjourned.

TUESDAY, Jan. 14, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A report of the receivers of the Dorchester Savings Bank was received, and referred to the committee on Banks and Banking. Dorchester Savings Bank.

Suggestions were received from the Insurance Commissioner, in compliance with an order of the House, dated Jan. 9, relating to legislation upon the subject of insurance. Insurance.  
Referred to the committee on Insurance.

Severally sent up for concurrence.

*Petitions Presented.*

Birds, deer, and  
game.

By Mr. Brackett of Boston, petition of James B. F. Thomas and others, for legislation for the protection of useful birds, deer, and game.

Game and fish.

By Mr. Sheldon of Southampton, petitions of Henry E. Alvord and 73 others; of John L. Bosworth and 55 others; of F. B. Moore and 133 others; of J. H. Kingsley and 38 others; of Thomas C. Davenport and 20 others; and of F. S. Chapin and 35 others, — severally for the repeal of those provisions of law which deprive persons of their right to take game and fish on their own premises.

Severally referred to the committee on Agriculture.

Woman suf-  
frage.

By Mr. Trussell of Chelsea, petition of A. G. Babbidge and 33 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

National Bureau  
of Statistics.

By Mr. Brackett of Boston, petition of H. W. Brown and another, in behalf of the Socialistic Labor Party of Massachusetts, for the establishment of a national Bureau of Statistics of Labor and Capital. Referred to the committee on Labor.

State aid —  
poor soldiers  
and sailors.

By Mr. Holbrook of Sherborn, petition of John Collins and others, for an amendment of chapter 282 of the Acts of the year 1878, providing additional pay for poor and indigent soldiers and sailors. Referred to the committee on Military Affairs.

Elevated rail-  
way.

By Mr. Park of Cambridge, petition of Charles E. Powers and others, for an act of incorporation for an elevated railway in Boston, Cambridge, Somerville, Chelsea, and Brookline. Referred to the committee on Street Railways.

Severally sent up for concurrence.

Public roads.

By Mr. Bradstreet of Topsfield, petition of Ezra Towne and others, that the Legislature will ask the Supreme Court certain questions as to the rights of the public and of individuals in the public roads.

Delta Psi  
Society —  
Williams Col-  
lege.

By Mr. Rockwell of Pittsfield, petition of Frank W. Rockwell, relative to an Act in addition to an Act to incorporate the trustees of the Delta Psi Society of Williams College.

Drunkenness.

By Mr. Ranlett of Newton, petition of S. R. Urbino and 149 others, for legislation to protect the family and society against drunkenness.

Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Thomas of Brookline, —

*Ordered,* That the committee on Banks and Banking inquire into the expediency of exempting from taxation so much of the deposits in savings banks as are invested in United-States bonds. Deposits in savings banks.

On motion of the same gentleman, —

*Ordered,* That the committee on Prisons consider the expediency of amending the laws relating to commitments to the Reformatory Prison for Women at Sherborn. Woman's prison.

On motion of Mr. Pinkham of Lynn, —

*Ordered,* That the committee on Mercantile Affairs consider the expediency of greatly reducing, or abolishing altogether, the fee for peddlers' licenses. Peddlers' licenses.

On motion of Mr. Baker of Beverly, —

*Ordered,* That the committee on Retrenchment consider the expediency of reducing all salaries paid or determined by the State in the following ratio: Five per cent on all salaries of one thousand dollars or under; ten per cent on all over one thousand dollars, to and including two thousand dollars; fifteen per cent on all over two thousand dollars, to and including three thousand dollars; twenty per cent on all over three thousand dollars, to and including four thousand dollars; twenty-five per cent on all over four thousand dollars, to and including five thousand dollars; and thirty-three and one-third per cent on all over five thousand dollars. Salaries.

Severally sent up for concurrence.

On motion of the same gentleman, —

*Ordered,* That the committee on the Judiciary consider whether additional legislation is requisite in reference to marriage by reason of incurable insanity. Insanity and marriage.

On motion of Mr. Park of Cambridge, —

*Ordered,* That the committee on the Judiciary consider whether the provisions of chapter 178 of the Acts of the year 1878 should be extended so as to apply to the compensation of masters in chancery acting under the direction of courts of equity. Masters in chancery.

On motion of Mr. Lowther of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending chapter 205 of the Acts of the year 1874, relating to the rights of husbands and wives, and for the protection of minor children, so as to Husbands, wives, and children.



confer more power on the court in cases arising under said act.

On motion of Mr. Maynard of Springfield, —

Taxes.

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 11 of the General Statutes, that state, county, town, and city taxes shall be assessed separately.

*Introduced on Leave.*

Fish and game.

By Mr. Barrus of Goshen, a Bill for the further protection of fish and game. Read, and referred to the committee on Agriculture.

International Company.

By Mr. Thomas of Brookline, a Bill to incorporate the International Trust Company of Boston. Read, and referred to the committee on Banks and Banking.

Severally sent up for concurrence.

Secret ballot.

By Mr. Mellen of Worcester, a Bill to amend the General Statutes so as to provide for a secret ballot. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

National ten-hour law.

*Ordered*, In concurrence, that the committee on Labor inquire into the expediency of memorializing Congress for an Act making ten hours the legal limit of a day's labor; also that proper communications be sent to the Legislatures of each of the New-England States and to the State of New York, setting forth the advantages that have resulted from the enactment of the ten-hour law in Massachusetts, and the desirableness of a uniform system of labor in these States.

Committee on prisons.

*Ordered*, In concurrence, that the committee on Prisons be authorized to visit the prisons, jails, and houses of correction in the Commonwealth, at such times as they shall deem expedient.

*Reports of Committees.*

Jury-lists.

By Mr. Maynard of Springfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 6, chapter 132, of the General Statutes, relative to jury-lists.

Wives.

By Mr. Russell of Boston, from the same committee, inexpedient to legislate, on an order relative to the protection of wives from the cruelty of their husbands, and several petitions relative thereto. (House, No. 14.)

By Mr. Hyde of Boston, from the committee on Federal Relations, inexpedient to legislate, on an order relative to petitioning Congress for additional legislation to prevent and punish polygamy in the Territories of the United States. Polygamy.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Russell of Boston, from the committee on the Judiciary, on an order, a Bill concerning cases tried without a jury. Jury-waived cases.

By Mr. Rockwell of Pittsfield, from the same committee, on a petition, a Bill prohibiting interments under St. Paul's Church in Boston, and for other purposes. St. Paul's Church.

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for the maintenance of the government for the quarter ending on the thirty-first day of March of the present year. Appropriation Bill No. 1.

By Mr. Hill of Boston, from the same committee, that the Bill to abolish the State Detective Force ought to pass in a new draft with the same title. State Detective Force.

Severally read, and ordered to a second reading.

#### *Discharged from the Orders.*

On motion of Mr. Fuller of Boston, the Bill to authorize the proprietors of Harvard Chapel to sell real and personal estate was discharged from the orders of the day, and laid on the table. Harvard Chapel.

#### *Orders of the Day.*

The report of the committee on Education, inexpedient to legislate, on the order relative to teaching book-keeping in the public schools, was accepted, and sent up for concurrence. Orders of the day.

The report of the committee on the Judiciary, leave to withdraw, on the petition of L. D. Welby and 49 others, for legislation to prevent caucus-packing, ballot-box stuffing, and fraudulent voting, was accepted.

#### Bills:

In addition to "An Act establishing the city of Haverhill;" and

Relating to elections in towns;

Were severally read a second time, and ordered to a third reading.

The Bill to amend chapter 174 of the General Statutes, relating to sureties for peace, was read a third time, and rejected.

The Bill to amend section 87 of chapter 165 of the General Statutes, relating to the violation of sepulture, was read a third time, amended on motion of Mr. Hoar of Lowell, passed to be engrossed, and sent up for concurrence.

At 2.45 adjourned.

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WEDNESDAY, Jan. 15, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Fish Commis-  
sioners' report.

A message was received from the Governor, transmitting the Annual Report of the Commissioners on Inland Fisheries. Referred to the committee on the Fisheries, and sent up for concurrence.

*Petitions Presented.*

Watertown  
turnpike.

By Mr. Ingraham of Watertown, petition of the town of Watertown for re-imbursement of damages paid to abutters on Watertown turnpike. Referred to the committee on Claims.

State aid.

By Mr. Clark of Framingham, petition of the selectmen of Framingham, for an amendment of chapter 282 of the Acts of the year 1878, relative to State aid. Referred to the committee on Military Affairs.

Convict-labor.

By Mr. Quigley of Boston, petition of G. Boos and others, that Berlin gilt mouldings may not be made by convict-labor in the penal institutions of this Commonwealth. Referred to the committee on Labor.

Severally sent up for concurrence.

Trustee process.

By Mr. Nichols of Lawrence, petition of John J. Nugent and 346 others of the city of Lawrence, for the repeal of the trustee law. Referred to the committee on the Judiciary.

*Orders.*

Boston and  
Albany Rail-  
road.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the committee on Railroads inquire and report, which, if any, of the State Directors of the Boston and Albany Railroad Company, voted to re-elect

the president of that company, after the Legislature and the Governor, by chapter 57 of the Resolves of the year 1876, declared that the "president and certain of the directors of the Boston and Albany Railroad Company have, as appears by the evidence submitted before the committee on Railroads, been engaged in certain pecuniary transactions, inconsistent with the honorable and faithful discharge of their trust."

Also that said committee further inquire who paid the expenses of the defence of the president and directors of that company in the investigation of 1876, and what amount was paid therefor, and to whom. And, for these purposes, the committee shall have power to send for persons and papers.

Sent up for concurrence.

On motion of Mr. Osgood of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by statute that questions of law may be finally decided in the Superior Court, when the amount involved is small, and no title to real estate is involved.

Questions of law.

On motion of Mr. Nichols of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of repealing section 1, chapter 210, of the Acts of the year 1877, so that the clerks of district, police, and municipal courts, named in said section, shall be elected by the people, instead of being appointed by the Governor.

Clerks of certain courts.

On motion of Mr. Van Deusen of Westfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the registration laws, that registration in towns shall cease at least one week before the date of any election.

Registration in towns.

On motion of Mr. Fitz Gerald of Boston, —

*Ordered*, That the committee on Finance consider the expediency of providing by law that the financial year of the Commonwealth shall close on the thirtieth day of September, instead of the thirty-first day of December as now.

The financial year.

*Introduced on Leave.*

By Mr. Noyes of Boston, a Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its sessions. Read, referred to the committee on Railroads, and sent up for concurrence.

Free passes.

*Papers from the Senate.*

Boston and Albany Railroad.

A message from the Governor, giving notice of a vacancy in the Board of Directors of the Boston and Albany Railroad Company, was read.

The following papers were referred in concurrence :

Cattle diseases.

The Report of the Commissioners on Contagious Diseases among Cattle. To the committee on Agriculture.

Boston and Albany Railroad.

The Report of the State Directors of the Boston and Albany Railroad Company. To the committee on Railroads.

*Reports of Committees.*

Industrial education.

By Mr. Woodbury of Charlton, from the committee on Education, inexpedient to legislate, on an order relative to the supervision by school-officers of the industrial education of children.

D. A. Barrett.

By Mr. Thayer of Boston, from the committee on Military Affairs, reference to next General Court, on the petition of Elizabeth S. Barrett and George M. Hobbs, guardians of Dwight A. Barrett, for State aid for said ward.

Northern Essex registry.

By Mr. Fuller of Boston, from the Committee on the Judiciary, reference to next General Court, on the Bill (on leave) to amend section 1 of chapter 445 of the Acts of the year 1869, entitled "An Act to establish a Registry of Deeds for the Northern District of Essex," and a remonstrance relative to the same.

Divorce of insane persons.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to marriage by reason of incurable insanity.

Junk.

By Mr. Hale of Cambridge, from the same committee, inexpedient to legislate, on an order relative to amending section 27, chapter 88, of the General Statutes, relative to the sale of junk, etc.

Severally read, and placed in the orders of the day for to-morrow.

Drunkenness.

By the same gentleman, from the same committee, asking to be discharged from the further consideration of the petition of S. R. Urbino and 149 others, for legislation to protect the family and society against drunkenness, and recommending its reference to the committee on the Liquor Law. Accepted under suspension of the rule, and sent up for concurrence in the reference.

Delta Psi Society.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, on a petition, a Bill in addition to "An Act to incorporate the Trustees of the Delta Psi Society of Williams College."

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill in addition to "An Act making appropriations for the maintenance of the government during the quarter ending on the thirty-first day of March of the present year." Appropriation Bill No. 2.  
 Severally, read and ordered to a second reading.

*Orders of the Day.*

The report of the committee on Federal Relations, inexpedient to legislate, on an order relative to polygamy, was accepted, and sent up for concurrence. Orders of the day.

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to the protection of wives from the cruelty of their husbands; and

On an order relative to jury-lists;

Were severally accepted.

**Bills:**

To abolish the State Detective Force (amended on motion of Mr. Russell of Boston);

Concerning cases tried without a jury;

Prohibiting interments under St. Paul's Church in Boston, and for other purposes; and

Making appropriations for the maintenance of the government for the quarter ending on the thirty-first day of March of the present year;

Were severally read, and ordered to a third reading.

**Bills:**

In addition to an Act establishing the city of Haverhill; and

Relating to elections in towns;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 8.28 adjourned.

THURSDAY, Jan. 16, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Noyes of Boston, petition of K. & S. A. Freeman Mackerel.  
 and others, for the repeal of the laws requiring the inspec-

tion of mackerel. Referred to the committee on the Fisheries.

Town halls.

By Mr. Mellen of Worcester, petition of P. O'Toole and others, for a law providing that town halls shall be free for certain public meetings. Referred to the committee on Labor.

Liquor law.

By Mr. Clough of Tisbury, petition of George Coffin and others; by Mr. Blake of Danvers, petition of Lucian Drury and others; and by Mr. Marsh of Quincy, petition of Mrs. A. A. Harlow and 197 others,—severally for the enactment and thorough enforcement of a stringent prohibitory law.

Severally referred to the committee on the Liquor Law.

Simonds Manufacturing Company.

By Mr. Brown of Fitchburg, petition of the Simonds Manufacturing Company, for an alteration of its charter to allow the manufacture of saws and other edge-tools. Referred to the committee on Manufactures.

Severally sent up for concurrence.

George White.

By Mr. Callender of Boston, petition of George White, for compensation for services as probate judge during the vacancy caused by the death of Judge Chapin, probate judge for the county of Worcester. Referred to the committee on Probate and Chancery.

### *Orders.*

On motion of Mr. Davis of Boston,—

School appropriations.

*Ordered*, That the committee on Education consider the expediency of additional legislation to prohibit the school committees of the cities and towns of the Commonwealth from exceeding the annual appropriations made for the support of schools by their respective governments.

On motion of Mr. Bates of North Brookfield,—

National bankrupt law.

*Ordered*, That the committee on Federal Relations consider the expediency of the Legislature formally petitioning Congress to provide a substitute for the National Bankrupt Law, which was recently repealed.

On motion of Mr. Hyde of Boston,—

Fees, salaries, etc.

*Ordered*, That the following officers of this Commonwealth, within ten days after notice by the Secretary of the Commonwealth, make return in detail, under oath, to the Secretary of the Commonwealth, of all salaries, fees, perquisites, and receipts, of every name and kind, received by them in the year 1878, and the disposition thereof,—

district-attorneys, assistant district-attorneys, sheriffs, deputy-sheriffs, clerks of court, assistant clerks of court, and all other officers of all courts, registers of deeds, registers of probate and insolvency, masters in chancery, commissioners of insolvency, and bail commissioners.

Severally sent up for concurrence.

On motion of Mr. Noyes of Boston, —

*Ordered*, That, when the House adjourns on Friday of each week, it be to meet on the following Monday, until otherwise ordered. Adjournment.

### *Papers from the Senate.*

The Bill (on leave) to incorporate the International Trust Company, which was referred by the House to the committee on Banks and Banking, came down referred in non-concurrence to the committee on Mercantile Affairs. The House insisted on its reference, and the bill was returned to the Senate endorsed accordingly. International Trust Company.

The report of the committee on Taxation, asking to be discharged from the further consideration of the petition of E. Worthen James and others, that the qualification for voting by the payment of a poll-tax be abolished, and recommending its reference to the committee on Constitutional Amendments, was read, and accepted in concurrence, under a suspension of the rule. Poll-tax.

The following papers were referred in concurrence :

Petitions (taken from the Senate files of last year) of J. F. Blackinton and others, for the appointment of county superintendents of public schools. To the committee on Education. County superintendents.

Petition of H. F. Davis and others, for amendment of section 1, chapter 282, of the Acts of the year 1878, providing additional pay to poor and indigent soldiers and sailors. To the committee on Military Affairs. State aid.

### *Reports of Committees.*

By Mr. Ware of Milton, from the committee on the Judiciary, leave to withdraw, on the petition of Ezra Towne and others, that the Legislature will ask the Supreme Court certain questions concerning public roads. Public roads.

By Mr. Maynard of Springfield, from the same committee, inexpedient to legislate, on an order relative to amending chapter 251 of the Acts of the year 1878, relative to the registration of voters in cities. Registration in cities.



Governor's  
address —  
savings banks.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, no legislation necessary, on so much of the Governor's Address as relates to savings banks.

Twelfth Suffolk  
District.

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw, on the petition of John D. Mulchinock, for seat as representative for the Twelfth Suffolk District.

Severally read, and placed in the orders of the day for to-morrow.

Drunkenness.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Bill (on leave) to amend chapter 165, section 25, of the General Statutes, relative to drunkenness, ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

#### *Orders of the Day.*

Orders of the  
day.

The report of the committee on Education, inexpedient to legislate, on an order relative to the industrial education of children, was accepted, and sent up for concurrence.

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to marriage by reason of incurable insanity; and

On an order relative to amending section 27, chapter 88, of the General Statutes, relative to the sale of junk, etc.;

Were severally accepted.

The report of the committee on the Judiciary, reference to next General Court, on the Bill (on leave) to amend section 1 of chapter 445 of the Acts of the year 1869, entitled "An Act to establish a Registry of Deeds for the Northern District of Essex," was, on motion of Mr. Jennings of Fall River, amended by substituting "ought not to pass" for "reference to next General Court;" and the bill was then rejected.

The report of the committee on Military Affairs, reference to next General Court, on the petition of Elizabeth S. Barrett and George M. Hobbs, guardians of Dwight A. Barrett, for State aid for said ward, was, on motion of Mr. Noyes of Boston, postponed for further consideration until to-morrow.

#### Bills:

In addition to "An Act to incorporate the Trustees of the Delta Psi Society of Williams College;" and

In addition to "An Act making appropriations for the maintenance of the government during the quarter ending on the thirty-first day of March of the present year;"

Were severally read, and ordered to a third reading.

Bills :

To abolish the State Detective Force ;

Concerning cases tried without a jury ;

Prohibiting interments under St. Paul's Church in Boston, and for other purposes ; and

Making appropriations for the maintenance of the government for the quarter ending on the thirty-first day of March of the present year ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence, the House refusing to order the yeas and nays on the first-named bill, which were requested by Mr. Baker of Beverly.

At 2.50 adjourned.

FRIDAY, Jan. 17, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Nickerson of Somerville, petition of Franklin Snow & Company, for such change or modification of the law as shall give protection and aid to those engaged in producing and distributing fish. Referred to the committee on the Fisheries. Fish.

By Mr. Noyes of Boston, memorial of Edward Hamilton of North Adams, in relation to the earnings and expenses of the Troy and Greenfield Railroad and Hoosac Tunnel. Referred to the committee on Hoosac Tunnel and Troy and Greenfield Railroad. E. Hamilton.

Severally sent up for concurrence.

By Mr. Fuller of Boston, petition of Betsey B. Gilman and others, for an Act authorizing the sale of certain real estate in that part of Boston called Roxbury. Referred to the committee on the Judiciary. Betsey B. Gilman.

*Orders.*

- Deposits in savings banks.** On motion of Mr. Colburn of Leominster, —  
*Ordered*, That the committee on Banks and Banking consider the expediency of exempting from taxation so much of deposits in savings banks as is invested in real estate owned and occupied by said banks.
- Report of Board of Education.** On motion of Mr. Clark of Petersham, —  
*Ordered*, That the committee on Education consider the expediency of amending section 3 of chapter 34 of the General Statutes, in such manner as will require the report of the Secretary of the Board of Education to be presented to the Legislature on the first day of the session. Severally sent up for concurrence.
- Legal notices.** On motion of Mr. Noyes of Boston, —  
*Ordered*, That the committee on Probate and Chancery consider whether any further legislation in regard to publishing legal notices is expedient or necessary in the interest of economy.
- Claims against the Commonwealth.** On motion of Mr. Osgood of Salem, —  
*Ordered*, That the committee on the Judiciary consider the expediency of legislation in regard to the remedy of persons having claims against the Commonwealth.
- Railroad laws.** On motion of the same gentleman, —  
*Ordered*, That the Secretary of the Commonwealth be directed to furnish, for the use of the railroad committee, eleven copies of the General Railroad Laws, compiled by the Board of Railroad Commissioners, and printed under the provisions of the Acts of the year 1878, chapter 264, section 7.

*Introduced on Leave.*

- School registers.** By Mr. Horton of Salem, a Bill to amend chapter 40 of the General Statutes, relating to school registers and returns. Read, referred to the committee on Education, and sent up for concurrence.
- Houses of ill-fame.** By Mr. Bennett of Boston, a Bill concerning offences against chastity and morality. Read, and referred to the committee on the Judiciary.
- Foreign guardians.** By Mr. Noyes of Boston, a Bill in relation to the sale and transfer of personal property by foreign guardians, executors, and administrators. Read, and referred to the committee on Probate and Chancery.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Banks and Banking consider what legislation is necessary for the better protection of mortgagors from the foreclosure of mortgages by savings banks in the hands of receivers, or under the restriction of chapter 73 of the Acts of 1878, commonly called the "Savings banks stay-law;" also to consider the expediency of repealing chapter 73 of the Acts of 1878, relating to the better protection of depositors in savings banks.

Savings-banks mortgages.

*Ordered*, In concurrence, that the committee on Education consider the expediency of providing by law that the school committees of the various cities and towns of this Commonwealth shall not exceed the appropriations made by the respective towns and cities of this Commonwealth for the support of schools therein.

School appropriations.

The report of the committee on Insurance, asking to be discharged from the further consideration of the petition of Charles E. Guild and others, relative to inspection, storage, and sale of kerosene-oil, and recommending its reference to the committee on Mercantile Affairs, accepted by the Senate, was read, and accepted in concurrence, under a suspension of the rule.

Kerosene-oil.

The following papers were referred in concurrence:

The petition of the town of Northampton, for reimbursement of money paid for rent of armory. To the committee on Military Affairs.

Northampton.

The report of the receivers of the Mechanics' Savings Bank of Boston. To the committee on Banks and Banking.

Mechanics' Savings Bank.

*Reports of Committees.*

By Mr. Hale of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to providing by law for the election, by the people, of clerks of district, police, and municipal courts.

Clerks of certain courts.

By Mr. Maynard of Springfield, from the same committee, inexpedient to legislate, on an order relative to extending the provisions of chapter 173 of the Acts of the year 1878, so as to apply to the compensation of masters in chancery, acting under the direction of courts of equity.

Masters in chancery.

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw, on the petition of Ira P. Pope and others, for a recount of votes for representative in the Fourth Essex District, with a resolution relative to the seat of representative from said district (House Doc. No. 21) as follows:

Fourth Essex District.

*Resolved*, That whereas it appeared that at the election for representative held in the Fourth Essex District on the fifth day of November, A.D. 1878, J. Albert Blake of Danvers received the highest number of votes, it is hereby declared that said J. Albert Blake was duly elected, and is entitled to the seat now occupied by him in this House.

Severally read, and placed in the orders of the day for Monday.

*Orders of the Day.*

Orders of the  
day.

**Reports :**

Of the committee on Elections, leave to withdraw, on the petition of John D. Mulchinock, for seat as representative for the Twelfth Suffolk District; and

Of the committee on the Judiciary :

Leave to withdraw, on the petition of Ezra Towne and others, that the Legislature will ask the Supreme Court certain questions concerning public roads; and

Inexpedient to legislate, on an order relative to registration of voters in cities;

Were severally accepted.

**Reports :**

Of the committee on Banks and Banking, no legislation necessary, on so much of the Governor's Address as relates to savings banks; and

Of the committee on Military Affairs, reference to next General Court, on the petition of Elizabeth S. Barrett and George M. Hobbs, guardians of Dwight A. Barrett, for State aid for said ward;

Were severally accepted, and sent up for concurrence.

The Bill (on leave) to amend section 25 of chapter 165 of the General Statutes, relative to drunkenness, was rejected, as recommended by the committee on the Judiciary.

**Bills :**

In addition to "An Act to incorporate the Trustees of the Delta Psi Society of Williams College" (its title having been amended by the committee on Bills in the Third Reading to read "Bill to authorize the Trustees of the Delta Psi Society of Williams College to hold meetings in New-York City"); and

In addition to "An Act making appropriations for the maintenance of the government during the quarter ending on the thirty-first day of March of the present year;"

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At 2.25 adjourned.

MONDAY, Jan. 20, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Hale of Cambridge, petition of Joshua B. Smith, J. B. Smith.  
for payment of rations furnished to the Twelfth Massachusetts Volunteer Regiment in the year 1861. Referred to the committee on Claims.

By Mr. Warren of Boston, remonstrance of W. Ropes Oila.  
& Company and 44 other Boston merchants, against further legislation relative to the manufacture of oils. Referred to the committee on Mercantile Affairs.

By Mr. Jenkins of Boston, petition of Nell B. Carpenter and others; by Mr. Wiswell of Boston, petition of Frances E. Beale and others; by Mr. Brooks of Haverhill, petition of Ida F. Morse and 79 others; by Mr. Callender of Boston, petition of Mrs. George Clapp and 27 others; by Mr. Stuart of Hyde Park, petition of Elizabeth H. Webster and 52 others; by Mr. Robinson of Lynn, petition of Miriam B. Johnson and 275 others; by Mr. Hyde of Boston, petition of Sarah E. Eaton and 25 others; by Mr. Hill of Boston, petition of Mary May and 5 others; and by Mr. Thomas of Brookline, petition of William I. Bowditch and 7 others, — severally for woman suffrage. Woman suffrage.

Severally referred to the committee on Constitutional Amendments.

By Mr. Crowell of Amherst, petition of committees of the First Congregational Society and the South Religious Society, both of South Hadley, that said societies may be legally united under the name of the Congregational Society of South Hadley Falls. Congregational Society of South Hadley Falls. Referred to the committee on Parishes and Religious Societies.

By Mr. Reynolds of Richmond, petition of the citizens of West Stockbridge; by Mr. Hosmer of Ware, petition of the selectmen of Enfield and others; and, by Mr. Dickinson of Granville, petition of Alpheus Willcutt and others, — severally for a law for the better protection of our communities against tramps. Tramps.

Severally referred to the committee on Public Charitable Institutions.

Wayland and Framingham — and Boston water-supply.

By Mr. Clark of Framingham, remonstrance of Thomas F. Power and 144 others; and, by Mr. Fiske of Weston, remonstrance of James M. Bent and 223 others, severally against any legislation restricting the right of sailing, boating, or fishing in certain waters taken by the city of Boston for a water-supply.

Severally referred to the committee on Public Health.

Liquor Law.

By Mr. Woodbury of Charlton, petition of Charles Hyde and 209 others; by Mr. Randall of Waltham, petition of Mrs. Nathan Whitney and 322 others; by Mr. Daniels of Medway, petition of Mrs. E. V. Hill and 163 others; by Mr. Bigelow of Natick, petition of Mrs. W. P. Bigelow and others; and, by Mr. Harden of Bridgewater, petition of William F. Farrington and others, — severally for a stringent prohibitory law.

Severally referred to the committee on the Liquor Law.

Taunton and Berkley.

By Mr. Hart of Taunton, petition of Julius C. Haskins and others of Taunton, for the annexation of a portion of the city of Taunton to the town of Berkley. Referred to the committee on Towns.

Salaries and expenditures.

By Mr. Kimball of Bradford, resolutions of the Working-People's Union of Groveland, in favor of a reduction of State salaries and expenditures. Referred to the committee on Retrenchment.

Severally sent up for concurrence.

Ward 23 — Boston.

By Mr. Bolles of Boston, petition of J. W. Balch and others, for a change in the precincts in Ward 23 in the city of Boston. Referred to the committee on the Judiciary.

### Orders.

On motion of Mr. Whitney of Stow, —

Women voting in religious societies.

*Ordered*, That the committee on Constitutional Amendments consider the expediency of inquiring into the practical working of chapter 346 of the laws of the year 1869, admitting women to vote, and have all the privileges of men, in religious societies and parish affairs, with the purpose of ascertaining, as near as may be, the extent to which women have been accorded, and have availed themselves of, the privilege of voting under said law.

North River.

On motion of Mr. Litchfield of South Scituate, —

*Ordered*, That the committee on the Fisheries consider what legislation is necessary, if any, to protect and preserve the eel-fisheries in North River and its tributaries.

On motion of Mr. Sanders of New Bedford, —

*Ordered*, That the committee on Military Affairs consider the expediency of repealing section 104, Article XIII., of the militia law, relating to annual inspection and drill in the months of May and June. Militia drill.

On motion of Mr. Ames of Wakefield, —

*Ordered*, That the committee on Railroads consider the expediency of requiring by law that all railroads in this Commonwealth which make use of vacuum or similar brakes, creating in their use excessive noise, shall with every such brake provide the most efficient apparatus for preventing said noise and the annoyances and dangers incident thereto. Railroad-brakes.

Severally sent up for concurrence.

On motion of Mr. Callender of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation to regulate fees in probate courts. Probate-fees.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the committee on House Rules and Orders consider the expediency of providing that the vote on adjournment shall be taken by yeas and nays. Adjournment.

*Introduced on Leave.*

By Mr. Maynard of Springfield, a Bill to enable stockholders in street-railway corporations to subscribe for additional stock. Read, referred to the committee on Street Railways, and sent up for concurrence. Street railways.

By Mr. Lincoln of Hingham, a Bill to amend section 8 of chapter 97 of the General Statutes, in relation to the payment of debts by executors and administrators. Read, and referred to the committee on Probate and Chancery. Debts by executors, etc.

By Mr. Noyes of Boston, a Bill for the protection of private ways. Referred to the committee on the Judiciary. Private ways.

*Papers from the Senate.*

The report of the receivers of the Sandwich Savings Bank was referred, in concurrence, to the committee on Banks and Banking. Sandwich Savings Bank.

The report of the committee on Agriculture, inexpedient to legislate, on an order relative to the protection and propagation of forest-trees, and the appointment of a State Forestry.



forester, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

State aid.

The Bill to repeal the law to provide additional pay to poor and indigent soldiers and sailors, reported on the Governor's Address, and on various petitions and orders, passed to be engrossed by the Senate, was read. On motion of Mr. Thayer of Boston the rules were suspended, and the bill was read a second time. Mr. McCafferty of Worcester moved to lay the bill on the table, and on this motion the yeas and nays were ordered on request of Mr. Leary of Worcester; and, the roll being called, the motion was defeated by a vote of 56 yeas to 124 nays, as follows:—

#### YEAS.

Messrs. Baker, John I.

Barnard, Abner.

Berry, John F.

Brown, Horace.

Burke, William J.

Carberry, William H.

Clark, Lyman.

Crocker, Elisha, jun.

Crowley, Jeremiah J.

Crowley, Robert E.

Daniels, Elijah B.

Davis, Joseph W.

Dee, John H.

Desmond, Cornelius.

Ferson, Charles H.

Fitz Gerald, Thomas F.

Flood, John T.

Foss, William A.

Glines, Jacob T.

Graham, James B.

Henry, Neil.

Hoar, William M.

Howes, Thomas P.

Jenkins, Edward J.

Joyce, John.

Kelley, Joseph J.

Kimball, D. Smith.

Leary, Frank D.

Messrs. Leonard, Marcus.

Long, James.

Lyon, William.

Maynard, Elisha B.

McCafferty, Matthew J.

McGeough, James A.

McMahon, John F.

Mellen, James H.

Mooney, Daniel S.

Murphy, Patrick F.

Nichols, Joseph J.

Noyes, Charles J.

O'Connor, Dennis.

O'Neil, Joseph H.

Pickman, John J.

Pinkham, Daniel R.

Proctor, William P.

Roach, Richard.

Robinson, Amasa C.

Sanders, William.

Seeley, Montessor S.

Soule, Rufus A.

Spillane, Timothy B.

Varnum, Leavitt R. J.

Wentworth, Charles A.

Whittemore, Jonathan.

Wiggin, William H.

Willis, George D.

#### NAYS.

Messrs. Adams, Albert S.

Ames, Azel, jun.

Atkinson, Benjamin F.

Messrs. Barrus, Alvan.

Bartlett, Charles R.

Bates, Theodore C.

**Messrs.** Beeching, Richard.  
 Bennett, Joseph.  
 Bigelow, Francois.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.  
 Brown, William H.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Callender, Edward B.  
 Clark, Joel C.  
 Clark, Wilder P.  
 Clarke, Henry S.  
 Coggin, William S.  
 Colburn, George F.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Cushing, Matthew H.  
 Damon, Samuel R.  
 Darling, Homer W.  
 Donnell, Elbridge C.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Everson, John W.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Fuller, Henry W.  
 Gaylord, William M.  
 Glover, George D.  
 Hale, Edwin B.  
 Harden, George P.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hathaway, Judah.  
 Hill, Hamilton A.  
 Hollis, Freeman.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Ingraham, William H.  
 James, John F.  
 Jennings, Andrew J.  
 Johnson, Henry A.

**Messrs.** Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Levy, Samson.  
 Lincoln, Arthur.  
 Lincoln, Elmer.  
 Litchfield, William C.  
 Locke, James L.  
 Loring, Chauncy.  
 Lowther, George W.  
 Magee, James P.  
 Marsh, Edwin W.  
 McCulloch, Leonard.  
 Monroe, Alfred C.  
 Morse, Leander B.  
 Morton, Frank H.  
 Moulton, Jesse.  
 Nickerson, Richard E.  
 Norton, John B.  
 Osgood, Charles S.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Park, George W.  
 Peabody, John W.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Ranlett, Charles E.  
 Reed, John D.  
 Reed, William, jun.  
 Reynolds, Samuel M.  
 Rice, George W.  
 Rich, Stephen.  
 Rockwell, Francis W.  
 Rowe, Amos.  
 Russell, Thomas.  
 Sargent, Edmund P.  
 Scott, Augustus E.  
 Smith, Elizur.  
 Smith, Joseph.  
 Smyth, William A. S.  
 Sparrow, James H.  
 Stanley, John.  
 Stetson, George F.  
 Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thayer, Tyler.

|                           |                        |
|---------------------------|------------------------|
| Messrs. Thomas, Edward I. | Messrs. Webster, Abel. |
| Tilden, William S.        | Whiting, Hiram.        |
| Trussell, Rufus.          | Whitney, Edwin.        |
| Tufts, Arthur W.          | Wilde, Joseph D.       |
| Wadlin, Daniel H.         | Wiswell, Joseph.       |
| Walker, Joseph H.         | Witherell, William D.  |
| Wardwell, Henry.          | Wonson, Charles H.     |
| Warren, Orrin.            | Woodbury, George D.    |
| Webber, Alonzo C.         | Wright, Francis W.     |

Yeas, 56 ; nays, 124.

A motion by Mr. Kelley of Cambridge, to recommit the bill, with instructions to give a public hearing, was lost, and the bill was then ordered to a third reading, and placed in the orders of the day for to-morrow, the House refusing to suspend the rules that the bill might be further considered at this time.

#### *Reports of Committees.*

Questions of law.

By Mr. Russell of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to providing by statute that questions of law may be finally decided in the Superior Court in certain cases. Read, and placed in the orders of the day for to-morrow.

Chastity and morality.

By Mr. Rockwell of Pittsfield, from the same committee, that the Bill concerning offences against chastity and morality ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Claims.

By Mr. Russell of Boston, from the same committee, on an order, a Bill to provide a remedy for persons having claims against the Commonwealth.

Trustee process.

By Mr. Maynard of Springfield, from the same committee, on that portion of the Governor's Address relating to trustee process, and on an order and petition relative to the same, a Bill in addition to "An Act concerning trustee process."

Severally read, and ordered to a second reading.

#### *Taken from the Table.*

Harvard Chapel.

On motion of Mr. Fuller of Boston, the Bill to authorize the proprietors of Harvard Chapel to sell real and personal estate was taken from the table. It was read a second time, amended on further motion of the same gentleman, and placed in the orders of the day for to-morrow for a third reading.

*Orders of the Day.*

Reports of the committee on the Judiciary, inexpedient to legislate: Orders of the day.

On an order relative to election by the people of clerks of district, police, and municipal courts; and

On an order relative to the compensation of masters in chancery; and

Of the committee on Elections, leave to withdraw, on the petition of Ira P. Pope and others, for a recount of votes for representative in the Fourth Essex District, with a resolution relative to the seat of representative from said district;

Were severally accepted, and the resolution accompanying the last-named report was adopted.

At 3.20 adjourned.

TUESDAY, Jan. 21, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Sparrow of Cambridge, petition of the city of Cambridge, that the State aid due John Seymore may be paid to said city. John Seymore.

By Mr. Kelley of Cambridge, petition of Fanny Ross, for State aid. Fanny Ross.

Severally referred to the committee on Claims.

By Mr. Ladd of Springfield, petition of Charles Pierce and 38 others; by Mr. Norton of Boston, petition of M. A. G. Otis and others; by Mr. Noyes of Boston, petition of Mary E. Bacon and others; by Mr. Scott of Lexington, petition of Leander Hosmer and 56 others; by Mr. Kimball of Bradford, petition of Lavinia S. Weston and 58 others; by Mr. Jennings of Fall River, petition of J. M. Aldrich and 19 others; by Mr. Hale of Cambridge, petition of M. J. M. Pearson and 10 others; by Mr. Ingraham of Watertown, petition of Joseph F. Lovering and 38 others; by Mr. Sherburne of Boston, petition of W. O. Crosby and 8 others; by Mr. Pynchon of Springfield, petition of W. S. Cook and 22 others; by Mr. Shipman of Springfield, petition of Frances L. Paine and 2 others; by Mr. Crosby of Milford, petition of Emily M. Wilkinson and 100 others; Woman suffrage.

by Mr. Warren of Boston, petition of Wendell Phillips and another; and, by Mr. Wentworth of Lynn, petition of Bell B. Elwell and others, — severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

**Fish.**

By Mr. Nickerson of Somerville, petition of Noah Swett and 89 others of the town of Wellfleet, for such a modification of the law as shall give protection and aid to those engaged in producing and distributing fish. Referred to the committee on the Fisheries.

**Town halls.**

By Mr. Emery of Lawrence, petition of B. Sumner and others, for a law making town halls free for the holding of meetings for the consideration of political questions. Referred to the committee on Labor.

**Natick and  
Hopkinton —  
Boston water-  
supply.**

By Mr. Whittemore of Hopkinton, petition of Warren Whitney and 388 others; by Mr. Bigelow of Natick, petition of William Nutt and others, — severally against any legislation restricting the right of sailing, boating, or fishing in certain waters taken by the city of Boston for a water-supply.

**Worcester —  
Board of Health.**

By Mr. Hastings of Worcester, petition of the city of Worcester, for a repeal of chapter 133 of the Acts of the year 1877, relative to Boards of Health in cities so far as said Act applies to the city of Worcester.

Severally referred to the committee on Public Health.

**Liquor Law.**

By Mr. Frye of North Andover, petition of Harriet A. Greene and 473 others; by Mr. Howland of Plymouth, petition of Mrs. M. M. Rice and 456 others; and, by Mr. Blake of Danvers, petition of Mary C. Legro and others, — severally for a stringent prohibitory law.

Severally referred to the committee on Liquor Law.

**Tramps**

By Mr. Hall of Greenfield, petition of Chauncey Bryant and others, for the better protection of communities against tramps. Referred to the committee on Public Charitable Institutions.

**Camp-meetings.**

By the same gentleman, petition of Joseph Beals and others, for an amendment of the law for the protection of camp-meetings. Referred to the committee on Parishes and Religious Societies.

**Subterranean  
Cable Company.**

By Mr. Hale of Cambridge, petition of James W. Brown and 3 others, for an act of incorporation under the name of the Boston Subterranean Cable Company. Referred to the committee on Street Railways.

By Mr. Howland of Plymouth, petition of Charles E. Barnes and 160 others, for a change in the laws relative to the taxation of mortgaged property. Referred to the committee on Taxation. Mortgaged property.

By Mr. Bryan of Westfield, petition of F. Dwight, for a law against the intermarriage of negroes with other races, for the relief of farmers who are straitened by mortgages, and for the abolition of the monopoly of the Boston and Albany Railroad Company. Referred to the committee on Retrenchment. Marriages of negroes, etc.

By Mr. Clough of Tisbury, petition of Homer B. Sprague and others, in aid of the petition of Samuel Butler, for a division of the town of Edgartown. Referred to the committee on Towns. Edgartown.

Severally sent up for concurrence.

By Mr. Glines of Somerville, petition of Thomas Cunningham, that certain acts done by him as a justice of the peace may be confirmed and made valid. T. Cunningham.

By Mr. Hastings of Worcester, petition of the city of Worcester, for an amendment of section 1, chapter 152, of the laws of 1877, relative to the bridge across Mechanic Street in said city. Worcester — Mechanic-street bridge.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Walker of Worcester, —

*Ordered*, That the committee on Labor consider the expediency of providing by law: Convict-labor.

1st, That all contracts for prison-labor shall be made by the piece.

2d, That no contract shall be made for a longer time than one year, *provided*, however, that any contract may continue for a longer time than one year if no responsible party shall offer a price for work at least ten per cent above the price then being received by the authorities under said contract, and that at any time after the expiration of one year, whenever any advance of ten per cent shall be offered, as aforesaid, or at other times at the discretion of the proper authorities, new contracts shall be made.

3d, That no contract shall be made for prison-labor until the labor to be contracted for has been thoroughly advertised.

4th, That at least two kinds of labor shall be done in

each prison and house of correction in the Commonwealth.

5th, That from the amount earned by each prisoner shall be deducted the cost of his food and clothes, which cost shall be reckoned upon the basis of the average expense of the food and clothes of a prisoner per week in said institution, for the year ending on the first day of January next preceding; and the balance of the earnings of the prisoner shall be paid over to his family, if they, in the judgment of the keeper of the prison, need the same for their support; otherwise, the said balance shall be paid to the prisoner at the time of his discharge, *provided* he does not forfeit the same by misconduct.

On motion of Mr. Hartshorn of Worcester, —

Settlements.

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of amending section 1, paragraph 6, chapter 190, of the Acts of the year 1878, concerning the settlement of paupers, so as to read "any unmarried woman of the age of twenty-one years, who resides in any place within this State for five years together, without receiving relief as a pauper, shall thereby gain a settlement in such place."

Severally sent up for concurrence.

On motion of Mr. Woodbury of Charlton, —

Police officers  
and constables.

*Ordered*, That the committee on the Judiciary consider whether any legislation can be had securing unity and more efficiency in the working of the police officers and constables throughout the Commonwealth.

On motion of Mr. Smith of Lee, —

Recording of  
leases.

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 3 of chapter 89 of the General Statutes, so that leases of real estate having more than two years to run shall be recorded before becoming valid against others than lessors, and persons having notice thereof.

### *Introduced on Leave.*

Innholders and  
victuallers.

By Mr. Kelley of Cambridge, a Bill to amend chapter 241 of the Acts of 1878, relating to innholders and common victuallers.

Fees and  
salaries.

By Mr. Walker of Worcester, a Bill to provide for returns to the Secretary of the Commonwealth of all fees and salaries paid from the treasury of the State, or of any county therein.

Severally read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider and report whether it is not expedient, and for the best interests of the Commonwealth, that the hospitals for the insane should be supported by an annual appropriation from the treasury of the Commonwealth, and that all receipts from every source, except from trust funds, be paid at stated periods into said treasury.

Insane-hospitals.

A message from the Governor, giving notice of a vacancy in the Board of Directors of the Boston and Albany Railroad Company, was referred, in concurrence, to the committee on Railroads.

State Directors.

*Reports of Committees.*

By Mr. Coggin of Boxford, from the committee on Education, inexpedient to legislate, on an order relative to requiring the report of the Secretary of the Board of Education to be presented to the Legislature on the first day of the session.

Secretary of Board of Education.

By Mr. Jennings of Fall River, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the dissolution of certain attachments by trustee process.

Trustee process.

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to registration in towns.

Registration in towns.

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw, on the petition of Horace L. Bowker, for the seat as representative for the Fourteenth Suffolk District. (Messrs. Jenkins, Mooney, and Lyon of the committee dissented from the above report, and presented their views in writing.) (See House Doc. No. 29.)

Fourteenth Suffolk District.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Nickerson of Somerville, from the committee on Towns, on a petition, a Bill to annex a part of the town of North Andover to the city of Lawrence.

North Andover and Lawrence.

By the same gentleman, from the same committee, on a petition, a Bill to annex a part of the town of Andover to the city of Lawrence.

Andover and Lawrence.



Appropriation  
Bill No. 3.

By Mr. Brown of Fitchburg, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for the compensation of the members of the Legislature, for the compensation of officers thereof, and for other purposes.

Ibid — No. 4.

By Mr. Bolles of Boston, from the same committee, on an order relative to appropriation bills, a Bill making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes.

Boston Pro-  
tective Depart-  
ment.

By Mr. Smyth of Worcester, from the committee on Insurance, on a petition, a Bill to amend chapter 61 of the Acts of the year 1874, entitled "An Act to incorporate the Boston Protective Department."

Husbands,  
wives, and  
minor children.

By Mr. Ware of Milton, from the committee on the Judiciary, on an order, a Bill to amend "An Act relating to the rights of husbands and wives, and for the protection of minor children."

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

The report of the committee on Agriculture, inexpedient to legislate, on an order relative to forest-trees and a State forester, was accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to questions of law in the Superior Court in certain cases, was accepted.

The Bill (on leave) concerning offences against chastity and morality was, on motion of Mr. Bennett of Boston, laid on the table, the question being on its rejection as recommended by the committee on the Judiciary.

The Bill to provide a remedy for persons having claims against the Commonwealth was read a second time, and ordered to a third reading.

The Bill in addition to "An Act concerning trustee process" was read a second time; and pending the consideration of amendments severally moved by Messrs. Osgood of Salem, Maynard of Springfield, and Walker of Worcester, the further consideration of the bill was postponed until to-morrow, on motion of Mr. Marsh of Quincy.

The Bill to authorize the proprietors of Harvard Chapel to sell real and personal estate was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to repeal the law to provide additional pay to

poor and indigent soldiers and sailors, was read a third time, and considered. Amendments moved by Messrs. McCafferty of Worcester, Robinson of Lynn, and Kelley of Cambridge, were rejected. On the question of engrossment, the yeas and nays were ordered on request of Mr. McCafferty; and, the roll being called, the bill was passed to be engrossed, in concurrence, by a vote of 117 yeas to 88 nays, as follows:—

## YEAS.

Messrs. Aldrich, Charles P.  
 Atkinson, Benjamin F.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, James W.  
 Bennett, Joseph.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, Luther J.  
 Brown, William H.  
 Bryan, James H.  
 Callender, Edward B.  
 Clark, Joel C.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Clough, Benjamin.  
 Colburn, George F.  
 Crocker, Charles T.  
 Crowell, Edward P.  
 Daniels, Elijah B.  
 Darling, Homer W.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Gaylord, William M.  
 Glover, George D.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Harden, George P.  
 Hart, John W.

Messrs. Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Holmes, Horace M.  
 Horton, Nathaniel A.  
 Howes, Thomas P.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Ingraham, William H.  
 James, John F.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Livermore, Rufus.  
 Locke, James L.  
 Lovell, Andrew.  
 Lowther, George W.  
 Lyon, William.  
 Magee, James P.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 McCulloch, Leonard.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Morse, Leander B.  
 Moulton, Jesse.  
 Nickerson, Richard E.  
 Norton, John B.  
 Noyes, Charles J.  
 Osgood, Charles S.  
 Paige, Lucius R.  
 Park, George W.  
 Peck, Walter B.  
 Pickman, John J.  
 Pyncheon, William.  
 Randall, David.

|                                    |                                |
|------------------------------------|--------------------------------|
| <b>Messrs.</b> Ranlett, Charles E. | <b>Messrs.</b> Sweetser, John. |
| Reed, John D.                      | Thayer, Edward F.              |
| Rice, Leonard B.                   | Thayer, Frederick.             |
| Rich, Stephen.                     | Thayer, Tyler.                 |
| Ricketts, William J.               | Thomas, Edward I.              |
| Rockwell, Francis W.               | Trussell, Rufus.               |
| Russell, Solomon N.                | Tufts, Arthur W.               |
| Russell, Thomas.                   | Van Deusen, Merritt.           |
| Scott, Augustus E.                 | Wadlin, Daniel H.              |
| Sheldon, Henry S.                  | Walker, Joseph H.              |
| Sherburne, John H.                 | Wardwell, Henry.               |
| Shipman, Jonathan E.               | Warren, Orrin.                 |
| Smith, Elizur.                     | Wiggin, William H.             |
| Smith, Maloy J.                    | Wilbur, Daniel.                |
| Smyth, William A. S.               | Wilde, Joseph D.               |
| Sparrow, James H.                  | Wiswell, Joseph.               |
| Stanley, John.                     | Wonson, Charles H.             |
| Stetson, George F.                 | Wood, David F.                 |
| Stone, Josiah F.                   | Woodbury, George D.            |
| Stuart, William J.                 |                                |

## NAYS.

|                                  |                             |
|----------------------------------|-----------------------------|
| <b>Messrs.</b> Burke, William J. | <b>Messrs.</b> Long, James. |
| Carberry, William H.             | McCafferty, Matthew J.      |
| Crocker, Elisha, jun.            | McGeough, James A.          |
| Crowley, Jeremiah J.             | McGlynn, Patrick M.         |
| Crowley, Robert E.               | McMahon, John F.            |
| Cummings, John W.                | Mellen, James H.            |
| Davis, Joseph W.                 | Murphy, Patrick F.          |
| Day, Thomas H.                   | Nichols, Joseph J.          |
| Dee, John H.                     | O'Connor, Dennis.           |
| Desmond, Cornelius.              | O'Neil, Joseph H.           |
| Flood, John T.                   | Pinkham, Daniel R.          |
| Foss, William A.                 | Proctor, William P.         |
| Graham, James B.                 | Quigley, James L.           |
| Henry, Neil.                     | Roach, Richard.             |
| Hines, Francis E.                | Robinson, Amasa C.          |
| Hoar, William M.                 | Seeley, Montessor S.        |
| Joyce, John.                     | Spillane, Timothy B.        |
| Kelley, Joseph J.                | Varnum, Leavitt R. J.       |
| Leonard, Marcus.                 | Wentworth, Charles A.       |

Yeas, 117; nays, 38.

On motion of Mr. Thayer of Boston, House Rule No. 15 was suspended, that the bill might be at once engrossed.

At 5.20 adjourned.

WEDNESDAY, Jan. 22, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A message was received from the Governor, transmitting the report of the chief of the State Detective Force. Referred to the committee on Labor, and sent up for concurrence.

State Detective Force.

*Petitions Presented.*

By Mr. Kelley of Cambridge, petition of James Penney, legal guardian of Hannah Penney, widow of Oliver Penney, for State aid for said ward. Referred to the committee on Claims.

James Penney.

By Mr. Crowley of Boston, petition of Marianne D. Orvis and 5 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Woman suffrage.

By Mr. Clough of Tisbury, petition of H. W. Smith and others, for a law relative to eel-fishing in the waters of the town of Edgartown. Referred to the committee on the Fisheries.

Eel-fishing in Edgartown.

By the same gentleman, petition of J. S. Fuller and others, in aid of the petition of Samuel Butler for a division of the town of Edgartown. Referred to the committee on Towns.

Edgartown.

By Mr. Lovell of Barnstable, petition of N. H. Bearse and others of Barnstable, for authority to cut a channel between the South Bay and Vineyard Sound. Referred to the committee on Harbors.

South Bay and Vineyard Sound.

By Mr. Bates of North Brookfield, petition of Mrs. William C. Griffin and others; by Mr. Crowell of Amherst, petition of Mrs. M. E. Stearns and 720 others; and, by Mr. Berry of Stoneham, petition of F. W. B. Worthen and 649 others, — severally for a stringent prohibitory law.

Liquor Law.

Severally referred to the committee on the Liquor Law.

By Mr. Adams of Amesbury, petition of the West Parish Congregational Society of Amesbury, for a change of name to the "First Orthodox Congregational Society of Merrimac." Referred to the committee on Parishes and Religious Societies.

First Orthodox Congregational Society of Merrimac.

By Mr. Peabody of Dracut, petition of the superintendent and inspectors of the State Almshouse at Tewksbury, for appropriations for certain purposes.

State Almshouse.

Tramps.

By Mr. Stanley of Attleborough, petition of J. Z. Crandall and others, for a law for the better protection of our communities against tramps.

Indigent insane.

By Mr. Gaylord of Northampton, petition of C. Seymour and others, physicians of the western counties of the State, for an amendment of section 7, chapter 223, of the Acts of the year 1862, so as to provide suitable compensation for physicians examining the indigent insane.

Severally referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

Connecticut-river bridge.

By Mr. Ladd of Springfield, petition of the County Commissioners of Hampden County, for leave to borrow an additional sum of money to pay for the erection of the bridge across the Connecticut River, between Springfield and Agawam. Referred to the committee on County Estimates.

#### *Orders.*

Foreign wills.

On motion of Mr. McGeough of Boston, —

*Ordered*, That the committee on Probate and Chancery inquire whether any further legislation be needed in relation to wills proved and allowed in foreign countries.

Trustees in foreign countries.

On motion of Mr. Tucker of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation to enable trustees in this Commonwealth to transfer and pay over their trust property to trustees in another state or country.

Railroad Commissioners.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the clerk of the Board of Railroad Commissioners make return to this House of the number of days of service rendered by each railroad commissioner, as such, for each year of the past six years, as appears by the record kept by said clerk.

#### *Introduced on Leave.*

State aid.

By Mr. Mooney of Marlborough, a Bill to provide additional pay to poor and indigent soldiers and sailors, and indigent widows of soldiers and sailors. Read, and referred to the committee on Military Affairs.

Double taxation.

By Mr. Hastings of Worcester, a Bill relieving property from double taxation in certain cases. Read, and referred to the committee on Taxation.

Severally sent up for concurrence.

*Laid on the Table.*

The Annual Report of the Treasurer and Receiver-General for the year ending Dec. 31, 1878, was received and laid on the table.

Treasurer's report.

*Bill Enacted.*

An engrossed Bill to repeal the law to provide additional pay to poor and indigent soldiers and sailors (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

Bill enacted.

*Papers from the Senate.*

*Ordered,* In concurrence, that the committee on Military Affairs consider the expediency of reporting an act to provide additional pay or aid to poor and indigent soldiers and sailors, and the widows and orphans of deceased soldiers and sailors.

State aid.

Reports of the committee on Banks and Banking :

Inexpedient to legislate, on the report of the receivers of the Lancaster Savings Bank ; and

Lancaster Savings Bank.

No legislation necessary, on the report of the receivers of the Barnstable Savings Bank ;

Barnstable Savings Bank.

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

The following papers were referred in concurrence :

The annual report of the receivers of the Mercantile Savings Institution. To the committee on Banks and Banking.

Mercantile Institution for Savings.

The petition of Edward Hamilton, that certain railroads make close connection with the Hoosac Tunnel line. To the committee on the Hoosac Tunnel and Troy and Greenfield Railroad.

Hoosac Tunnel line.

Petition of John Winalow, that the Commonwealth dispose of its interests in the Boston and Albany, and New-York and New-England Railroads. To the committee on Railroads.

Boston and Albany, and New-York and New-England Railroads.

*Reports of Committees.*

By Mr. Hale of Cambridge, from the committee on the Judiciary, asking to be discharged from the further consideration of the Bill (on leave) to amend chapter 241 of the Acts of 1878, relating to innholders and common victuallers, and recommending its reference to the committee on the Liquor Law.

Innholders and common victuallers.

Ward 23 —  
Boston.

By Mr. Maynard of Springfield, from the same committee, asking to be discharged from the further consideration of the petition of J. W. Balch and others for a change in the precincts in Ward 23 in the city of Boston; and recommending its reference to the committee on Towns.

Mechanic-street  
bridge —  
Worcester.

By the same gentleman from the same committee, asking to be discharged from the further consideration of the petition of the city of Worcester, for an amendment of section 1, chapter 152, of the Laws of 1877, relative to the bridge across Mechanic Street in Worcester, and recommending its reference to the committee on Roads and Bridges.

Severally read, accepted under a suspension of the rules, and sent up for concurrence in the reference of the several papers.

School registers  
and returns.

By Mr. Tilden of Medfield, from the committee on Education, that the Bill (on leave) to amend chapter 40 of the General Statutes, relating to school registers and returns, ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Recording  
leases.

By Mr. Hale of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to recording leases of real estate having more than two years to run. Read, and placed in the orders of the day for to-morrow.

T. Cunningham.

By Mr. Rockwell of Pittsfield, from the same committee, on a petition, a Resolve confirming the acts of Thomas Cunningham as a justice of the peace.

Insurance  
attorneys.

By Mr. Frye of North Andover, from the committee on Insurance, on suggestions of the Insurance Commissioner, in part, a Bill in addition to "An Act relating to the attorney, in this Commonwealth, of insurance companies of other states and countries."

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the dissolution of certain attachments by trustee process, was accepted.

The report of the committee on Education, inexpedient to legislate, on an order relative to the Report of the Secretary of the Board of Education, was accepted, and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to registration in towns, was postponed for further consideration until to-morrow, on motion of Mr. Bryan of Westfield.

The report of the committee on Elections, leave to withdraw, on the petition of Horace L. Bowker for the seat as representative for the Fourteenth Suffolk District, was, on motion of Mr. Clark of Framingham, postponed for further consideration until to-morrow, pending a motion of Mr. Jenkins of Boston, to substitute for the report a resolution offered by a minority of the committee.

#### Bills:

To annex a part of the town of North Andover to the city of Lawrence;

To annex a part of the town of Andover to the city of Lawrence;

Making appropriations for the compensation of the members of the Legislature, for the compensation of officers thereof, and for other purposes;

To amend chapter 61 of the Acts of the year 1874, entitled "An Act to incorporate the Boston Protective Department;"

To amend "An Act relating to the rights of husbands and wives, and for the protection of minor children;" and

Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes;

Were severally read a second time, and ordered to a third reading.

The Bill to provide a remedy for persons having claims against the Commonwealth was read a third time, amended on motion of Mr. Russell of Boston, passed to be engrossed, and sent up for concurrence.

The Bill in addition to "An Act concerning trustee process" was further considered. On the pending motion of Mr. Walker of Worcester, to amend the first section by striking out "thirty," and inserting "one hundred," the yeas and nays were ordered, on request of Mr. Leary of Worcester; and, the roll being called, the amendment was rejected by a vote of 51 yeas to 157 nays, as follows:

#### YEAS.

Messrs. Atkinson, Benj. F.  
Baker, John I.  
Blake, J. Albert.

Messrs. Brown, Horace.  
Converse, Elisha S.  
Crowley, Robert E.



|                           |                           |
|---------------------------|---------------------------|
| Messrs. Cummings, John W. | Messrs. O'Neil, Joseph H. |
| Dee, John H.              | Pinkham, Daniel R.        |
| Everson, John W.          | Powers, Henry W.          |
| Fitz Gerald, Thomas F.    | Proctor, William P.       |
| Flood, John T.            | Quigley, James L.         |
| Foss, William A.          | Reed, John D.             |
| Graham, James B.          | Robinson, Amasa C.        |
| Hastings, Thomas J.       | Rowe, Amos.               |
| Hoar, William M.          | Russell, Thomas.          |
| Howland, Charles H.       | Sanders, William.         |
| Joyce, John.              | Smith, Elizur.            |
| Ladd, Charles R.          | Smyth, William A. S.      |
| Leary, Frank D.           | Soule, Rufus A.           |
| Leonard, Marcus.          | Spillane, Timothy B.      |
| Maynard, Elisha B.        | Stanley, John.            |
| McCafferty, Matthew J.    | Stetson, George F.        |
| McGlynn, Patrick M.       | Thayer, Frederick.        |
| Mellen, James H.          | Thomas, Edward I.         |
| Mooney, Daniel S.         | Wadlin, Daniel H.         |
| Morton, Frank H.          | Walker, Joseph H.         |
| Moulton, Jesse.           | Wardwell, Henry.          |
| Murphy, Patrick F.        | Wentworth, Charles A.     |
| Nichols, Joseph J.        |                           |

## NAYS.

|                          |                          |
|--------------------------|--------------------------|
| Messrs. Adams, Albert S. | Messrs. Bulloch, Andrew. |
| Aldrich, Charles P.      | Burke, William J.        |
| Ames, Azel, jun.         | Callender, Edward B.     |
| Barnard, Abner.          | Carberry, William H.     |
| Barrett, Richard.        | Clark, Joel C.           |
| Barrus, Alvan.           | Clark, Lyman.            |
| Bartlett, Charles R.     | Clarke, Henry S.         |
| Bartlett, Joseph F.      | Clough, Benjamin.        |
| Bates, Theodore C.       | Coggin, William S.       |
| Beebe, Eleazer S.        | Colburn, George F.       |
| Beeching, Richard.       | Coleman, Lewis.          |
| Bennett, James W.        | Copeland, Henry.         |
| Bennett, Joseph.         | Crocker, Charles T.      |
| Berry, John F.           | Crocker, Elisha, jun.    |
| Bigelow, Francis.        | Crosby, Isaac N.         |
| Bolles, Matthew.         | Crowell, Edward P.       |
| Bond, George H.          | Cushing, Matthew H.      |
| Brackett, John Q. A.     | Damon, Samuel R.         |
| Bradstreet, Dudley.      | Daniels, Elijah B.       |
| Brigham, George O.       | Darby, William F.        |
| Brooks, William A.       | Darling, Homer W.        |
| Brown, Luther J.         | Davis, Joseph W.         |
| Brown, William H.        | Day, Thomas H.           |
| Bryan, James H.          | Dickinson, Ethan D.      |

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|------------------------------|--------------------------|
| Messrs. Donnell, Elbridge C. | Messrs. McMahon, John F. |
| Eastabrooks, James E.        | Montague, Royal M.       |
| Ferson, Charles H.           | Morton, Elb'ge G., jun.  |
| Fish, Isaiah.                | Nickerson, Richard E.    |
| Fiske, Alonzo S.             | Norton, John B.          |
| Fowler, Francis E.           | Noyes, Charles J.        |
| Frye, Newton P.              | O'Connor, Dennis.        |
| Fuller, Henry W.             | Osgood, Charles S.       |
| Gaylord, William M.          | Paddack, Henry.          |
| Glines, Jacob T.             | Paige, Lucius R.         |
| Glover, George D.            | Paine, Samuel C.         |
| Hale, Edwin B.               | Park, George W.          |
| Hall, Eben A.                | Peabody, John W.         |
| Harden, George P.            | Peck, Walter B.          |
| Hart, John W.                | Pickman, John J.         |
| Hartshorn, Calvin L.         | Pratt, Edwin B.          |
| Henry, Neil.                 | Pynchon, William.        |
| Hollis, Freeman.             | Randall, David.          |
| Holmes, Horace M.            | Ranlett, Charles E.      |
| Horton, Nathaniel A.         | Rice, George W.          |
| Hosmer, Frederick N.         | Rice, Leonard B.         |
| Howes, Thomas P.             | Rich, Stephen.           |
| Hoyt, Richard H.             | Ricketts, William J.     |
| Humphrey, Robert.            | Roach, Richard.          |
| Hyde, Henry D.               | Rockwell, Francis W.     |
| Ingraham, William H.         | Russell, Solomon N.      |
| James, John F.               | Sargent, Edmund P.       |
| Jenkins, Edward J.           | Scott, Augustus E.       |
| Jennings, Andrew J.          | Seeley, Montessor S.     |
| Johnson, Henry A.            | Sheldon, Henry S.        |
| Kelley, Joseph J.            | Sherburne, John H.       |
| Kimball, Albert.             | Smith, Joseph.           |
| Kimball, D. Smith.           | Smith, Maloy J.          |
| Lawrence, Sumner P.          | Smith, Rufus.            |
| Lawton, James M.             | Sparrow, James H.        |
| Levy, Samson.                | Stone, Josiah F.         |
| Lewis, Bangs A.              | Sweetser, John.          |
| Lincoln, Arthur.             | Thayer, Edward F.        |
| Lincoln, Elmer.              | Thayer, Tyler.           |
| Litchfield, William C.       | Tilden, William S.       |
| Livermore, Rufus.            | Trussell, Rufus.         |
| Locke, James L.              | Tucker, Payson E.        |
| Lovell, Andrew.              | Tufts, Arthur W.         |
| Lowther, George W.           | Van Deusen, Merritt.     |
| Lyon, William.               | Varnum, Leavitt R. J.    |
| Magee, James P.              | Warren, Alonzo.          |
| Marsh, Edwin W.              | Warren, Orrin.           |
| Mather, Benjamin F., jun.    | Webster, Abel.           |
| McCulloch, Leonard.          | Whiting, Hiram.          |
| McGeough, James A.           | Whitney, Edwin.          |

|                               |                            |
|-------------------------------|----------------------------|
| Messrs. Whittemore, Jonathan. | Messrs. Wonson, Charles H. |
| Wilbur, Daniel.               | Wood, David F.             |
| Wilde, Joseph D.              | Woodbury, George D.        |
| Willis, George D.             | Wright, Francis W.         |
| Wiswell, Joseph.              |                            |

Yeas, 51 ; nays, 157.

The amendments moved by Messrs. Osgood of Salem and Maynard of Springfield were lost, and the bill was then refused a third reading.

At 4.45 adjourned.

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THURSDAY, Jan. 23, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Lexington Sav-  
ings Bank.

The report of the receiver of the Lexington Savings Bank was received, referred to the committee on Banks and Banking, and sent up for concurrence.

Auditor's  
report.

The Thirtieth Annual Report of the Auditor of Accounts was received, and referred to the committee on Finance.

#### *Petitions Presented.*

Woman  
suffrage.

By Mr. Copeland of West Bridgewater, petition of E. H. Kingman and 28 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Onset Bay  
Grove Associa-  
tion.

By Mr. Hathaway of Rochester, petition of the Onset Bay Grove Association, for authority to maintain a certain bridge over Swift's Narrows. Referred to the committee on Harbors.

Petroleum.

By Mr. Callender of Boston, petition of Stephen Jenney & Company, and others, that there may be no change in the law regulating the fire-test, storage, etc., of petroleum. Referred to the committee on Mercantile Affairs.

Convict-labor.

By Mr. Thomas of Brookline, petitions of E. M. Chamberlin and others ; E. Twitchell and 32 others ; and Moses How and 246 others, — severally for legislation regulating contracts for convict-labor.

Severally referred to the committee on Labor.

By Mr. Pratt of Quincy, petition of John W. Bates and 424 others; by Mr. Monroe of Brockton, petition of William H. Williams and 269 others; by Mr. Paine of Oxford, petition of Mary C. Ball and others; by Mr. Stanley of Attleborough, petition of Mrs. H. W. King and others; by Mr. Morse of Athol, petition of C. M. Sears and others; and, by Mr. Montague of Hadley, petition of Mrs. E. S. Williams and others,—severally for a stringent prohibitory law. Liquor Law.

Severally referred to the committee on the Liquor Law.

By Mr. Coggin of Boxford, petition of George A. Todd and others; by Mr. Stone of Winchester, petition of Albert Ayer and 51 others; by Mr. Clark of Framingham, petition of George H. Weeks and 45 others; and, by Mr. Crowell of Amherst, petition of D. W. Palmer and others,—severally for a law for the better protection of our communities against tramps. Tramps.

Severally referred to the committee on Public Charitable Institutions.

By Mr. Osgood of Salem, petition of the Lancaster Railroad Company, for an extension of the time within which their road may be completed and their location filed. Referred to the committee on Railroads. Lancaster Railroad.

Severally sent up for concurrence.

By Mr. Smyth of Worcester, petition of the trustees of the Home for Aged Females in the city of Worcester, that the charter of said institution may be altered. Worcester Home for Aged Females.

By Mr. Willis of Braintree, remonstrance of the town of Braintree against the petition of the trustees of Thayer Academy for an Act of incorporation. Thayer Academy.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Van Deusen of Westfield,—

*Ordered*, That the committee on Constitutional Amendments consider the expediency of abolishing the Executive Council. Executive Council.

On motion of Mr. Callender of Boston,—

*Ordered*, That the committee on the Fisheries consider whether any further legislation is necessary for the prevention of the deposit of impurities injurious to fish in the inland waters in the Commonwealth. Pollution of inland waters.

Severally sent up for concurrence.

Mechanics'  
liens.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary for the better protection of mechanics performing or furnishing labor and materials under the provisions of chapter 150 of the General Statutes.

Trustees, execu-  
tors, and  
guardians.

On motion of Mr. Walker of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by legislation for the security of corporations in case of transfer of their stock or bonds by trustees, executors, or guardians.

Contested  
elections.

On motion of Mr. Jenkins of Boston, —

*Ordered*, That the committee on Elections consider the expediency of causing to be printed a compilation of the decisions of the House in cases of contested elections of its members since the year 1852, also all opinions of the Supreme Judicial Court, at the request of either branch of the Legislature, relating to contested elections since that time.

#### *Motion to Reconsider.*

Trustee  
process.

A motion of Mr. Nichols of Lawrence, that the vote be reconsidered, whereby the House yesterday refused to order to a third reading the Bill in addition to "An Act concerning the trustee process," was lost by a vote of 63 yeas to 142 nays. The roll was called at the request of Mr. Litchman of Marblehead, and the vote was as follows:—

#### YEAS.

Messrs. Atkinson, Benj. F.

Baker, John I.

Brown, Horace.

Carberry, William H.

Clark, Lyman.

Crowley, Robert E.

Cummings, John W.

Desmond, Cornelius.

Everson, John W.

Fitz Gerald, Thomas F.

Foss, William A.

Gaylord, William M.

Graham, James B.

Hastings, Thomas J.

Henry, Neil.

Hines, Francis E.

Messrs. Hoar, William M.

Howland, Charles H.

Joyce, John.

Kelley, Joseph J.

Keough, Thomas L.

Kimball, D. Smith.

Ladd, Charles R.

Leary, Frank D.

Leonard, Marcus.

Litchman, Charles H.

Lyon, William.

Maynard, Elisha B.

McGeough, James A.

McMahon, John F.

Mellen, James H.

Montague, Royal M.

|                           |                              |
|---------------------------|------------------------------|
| Messrs. Mooney, Daniel S. | Messrs. Rockwell, Francis W. |
| Morse, Leander B.         | Rowe, Amos.                  |
| Morton, Elbridge G., jun. | Russell, Thomas.             |
| Murphy, Patrick F.        | Savery, William.             |
| Nichols, Joseph J.        | Smith, Elizur.               |
| Noyes, Charles J.         | Smyth, William A. S.         |
| O'Connor, Dennis.         | Soule, Rufus A.              |
| O'Neil, Joseph H.         | Spillane, Timothy B.         |
| Osgood, Charles S.        | Stanley, John.               |
| Park, George W.           | Thomas, Edward I.            |
| Pinkham, Daniel R.        | Trussell, Rufus.             |
| Proctor, William P.       | Wadlin, Daniel H.            |
| Quigley, James L.         | Walker, Joseph H.            |
| Rich, Stephen.            | Wentworth, Charles A.        |
| Roach, Richard.           | Wiswell, Joseph.             |
| Robinson, Amasa C.        |                              |

NATS.

|                          |                            |
|--------------------------|----------------------------|
| Messrs. Adams, Albert S. | Messrs. Coggin, William S. |
| Aldrich, Charles P.      | Colburn, George F.         |
| Ames, Azel, jun.         | Coleman, Lewis.            |
| Barnard, Abner.          | Copeland, Henry.           |
| Barrett, Richard.        | Crocker, Charles T.        |
| Barrus, Alvan.           | Crocker, Elisha, jun.      |
| Bartlett, Charles R.     | Crosby, Isaac N.           |
| Bartlett, Joseph F.      | Crowell, Edward P.         |
| Bates, Theodore C.       | Cushing, Matthew H.        |
| Beebe, Eleazer S.        | Damon, Samuel R.           |
| Beeching, Richard.       | Daniels, Elijah B.         |
| Bennett, James W.        | Darling, Homer W.          |
| Bennett, Joseph.         | Davis, Joseph W.           |
| Berry, John F.           | Day, Thomas H.             |
| Bigelow, Francis.        | Dickinson, Ethan D.        |
| Bolles, Matthew.         | Donnell, Elbridge C.       |
| Brackett, John Q. A.     | Eastabrooks, James E.      |
| Bradstreet, Dudley.      | Emery, Levi.               |
| Brigham, George O.       | Ferson, Charles H.         |
| Brooks, William A.       | Fish, Isaiah.              |
| Brown, Luther J.         | Fiske, Alonzo S.           |
| Brown, William H.        | Fowler, Francis E.         |
| Bryan, James H.          | Frye, Newton P.            |
| Bulloch, Andrew.         | Fuller, Henry W.           |
| Burke, William J.        | Glines, Jacob T.           |
| Burr, Benjamin F.        | Hale, Edwin B.             |
| Callender, Edward B.     | Hall, Eben A.              |
| Clark, Joel C.           | Harden, George P.          |
| Clark, Wilder P.         | Hart, John W.              |
| Clarke, Henry S.         | Hartshorn, Calvin L.       |
| Clough, Benjamin.        | Hathaway, Judah.           |

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Holbrook, Jonathan. | Messrs. Ranlett, Charles E. |
| Hollis, Freeman.            | Reed, John D.               |
| Holmes, Horace M.           | Rice, George W.             |
| Horton, Nathaniel A.        | Rice, Leonard B.            |
| Hosmer, Frederick N.        | Ricketts, William J.        |
| Howes, Thomas P.            | Russell, Solomon N.         |
| Hoyt, Richard H.            | Sampson, George T.          |
| Humphrey, Robert.           | Sanders, William.           |
| Ingraham, William H.        | Sargent, Edmund P.          |
| James, John F.              | Scott, Augustus E.          |
| Jenkins, Edward J.          | Seeley, Montessor S.        |
| Johnson, Henry A.           | Sheldon, Henry S.           |
| Kimball, Albert.            | Sherburne, John H.          |
| Lawrence, Sumner P.         | Shipman, Jonathan E.        |
| Lawton, James M.            | Smith, Joseph.              |
| Levy, Samson.               | Smith, Rufus.               |
| Lewis, Bangs A.             | Sparrow, James H.           |
| Lincoln, Arthur.            | Stone, Josiah F.            |
| Lincoln, Elmer.             | Stuart, William J.          |
| Livermore, Rufus.           | Sweetser, John.             |
| Loring, Chauncy.            | Thayer, Edward F.           |
| Lovell, Andrew.             | Thayer, Frederick.          |
| Lowther, George W.          | Thayer, Tyler.              |
| Magee, James P.             | Tilden, William S.          |
| Marsh, Edwin W.             | Tucker, Payson E.           |
| Mather, Benjamin F., jun.   | Van Deusen, Merritt.        |
| McCulloch, Leonard.         | Varnum, Leavitt R. J.       |
| Monroe, Alfred C.           | Warren, Alonzo.             |
| Moulton, Jesse.             | Warren, Orrin.              |
| Nickerson, Richard E.       | Webber, Alonzo C.           |
| Norton, John B.             | Webster, Abel.              |
| Paddack, Henry.             | Whiting, Hiram.             |
| Paine, Samuel C.            | Whitney, Edwin.             |
| Peabody, John W.            | Wilde, Joseph D.            |
| Peck, Walter B.             | Willis, George D.           |
| Pickman, John J.            | Witherell, William D.       |
| Powers, Henry W.            | Wonson, Charles H.          |
| Pratt, Edwin B.             | Wood, David F.              |
| Prescott, Charles J.        | Woodbury, George D.         |
| Pynchon, William.           | Wright, Francis W.          |

Yeas, 63 : nays, 142.

*Introduced on Leave.*

Fire depart-  
ments.

By Mr. Marsh of Quincy, a Bill to amend chapter 24 of the General Statutes relating to fire departments. Read, and referred to the committee on Insurance.

Signs on rail-  
road stations.

By Mr. Rockwell of Pittsfield, a Bill concerning the posting the names of stations on passenger-depots on

railroads. Read, and referred to the committee on Railroads,

Severally sent up for concurrence.

By Mr. Coleman of Boston, —

Bills :

Concerning the estate of insolvent debtors, and composition of the debts against the same; and

Insolvent debtors.

In amendment of chapter 118 of the General Statutes relating to insolvency.

Insolvency.

Severally read, and referred to the committee on Probate and Chancery.

*Taken from the Table.*

On motion of Mr. Bennett of Boston, the Bill (on leave) concerning offences against chastity and morality was taken from the table, and it was rejected, as recommended by the committee on the Judiciary.

Chastity.

*Papers from the Senate.*

The report of the committee on Insurance, leave to withdraw, on the petition of Edmund Smith and others, president and directors of the Equitable Marine Insurance Company of Provincetown, for an act modifying the charter of said company, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

Equitable Marine Insurance Company.

A Bill to change the name of the Litchfield Shuttle Company of Southbridge, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Litchfield Shuttle Company.

A Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, reported on a bill on leave, and passed to be engrossed by the Senate, was read, and, under suspension of Rule 42, was placed in the orders of the day, for a second reading to-morrow.

Salary Bill.

*Resolve Passed.*

An engrossed Resolve confirming the acts of Thomas P. Proctor as a justice of the peace (which originated in the House of Representatives) was passed, signed, and sent to the Senate.

Resolve passed.



*Reports of Committees.*Registration  
report.

By Mr. Mellen of Worcester, from the committee on Labor, no legislation necessary, on the Thirty-sixth Registration Report. Read, and placed in the orders of the day for to-morrow.

Private ways.

By Mr. Fuller of Boston, from the committee on the Judiciary, that the Bill (on leave) for the protection of private ways ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

*Orders of the Day.*Orders of the  
day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to recording leases, was accepted.

Reports of the committee on Banks and Banking:

Inexpedient to legislate, on the report of the receivers of the Lancaster Savings Bank; and

No legislation necessary, on the report of the receivers of the Barnstable Savings Bank;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to registration in towns, was further considered. Mr. Bryan of Westfield moved to substitute a Bill in addition to "An Act to provide for the keeping of registers of voters in towns," which motion was adopted, and the bill was read, and placed in the orders of the day for to-morrow, for a second reading.

The Bill (on leave) to amend chapter 40 of the General Statutes relating to school registers and returns, was, on motion of Mr. Horton of Salem, laid on the table, the question being on its rejection.

The Bill in addition to "An Act relating to the attorney, in this Commonwealth, of insurance companies of other states and countries," amended on motion of Mr. Park of Cambridge; and the

Resolve confirming the acts of Thomas Cunningham as a justice of the peace;

Were severally read a second time, and ordered to a third reading.

**Bills :**

To annex a part of the town of North Andover to the city of Lawrence;

To annex a part of the town of Andover to the city of Lawrence;

Making appropriations for the compensation of the members of the Legislature, for the compensation of officers thereof, and for other purposes;

To amend chapter 61 of the Acts of the year 1874, entitled "An Act to incorporate the Boston Protective Department;"

To amend "An Act relating to the rights of husbands and wives, and for the protection of minor children" (its title having been changed to read "Bill to amend chapter 205 of the Acts of the year 1874, entitled An Act relating to the rights of husbands and wives, and for the protection of minor children"); and

Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Elections, leave to withdraw on petition of Horace L. Bowker, for the seat as representative for the Fourteenth Suffolk District, was further considered. The pending motion of Mr. Jenkins of Boston, to recommit the report to the committee on Elections, with instructions to recount the ballots cast in the Fourteenth Suffolk District for representatives to the General Court on the fifth day of November last, and report the result to this House without delay, with such recommendations and statement of facts as in their judgment may be required, was carried, and the order was adopted.

At 5.10 adjourned.

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FRIDAY, Jan. 24, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A message was received from the Governor, transmitting the Second Annual Report of the Board of Land Commissioners. Referred to the committee on Public Lands, and sent up for concurrence.

Land Com-  
missioners.

*Petitions Presented.***M. H. Sargent.**

By Mr. Paige of Cambridge, petition of Mrs. M. H. Sargent for State aid. Referred to the committee on Claims.

**Prohibitory Law.**

By Mr. Bradstreet of Topsfield, petition of Elizabeth Davis and others; by Mr. Clark of Framingham, petition of Mrs. E. C. Goodnow and others; by Mr. Scott of Lexington, petition of Mrs. R. K. Underhill, — severally for a stringent prohibitory law.

Severally referred to the committee on the Liquor Law.

**North Parish of Wrentham.**

By Mr. Tilden of Medfield, petition of Josiah Ware and others, for an Act authorizing the North Parish of Wrentham to sell the meeting-house and land of said society to the town of Norfolk. Referred to the committee on Parishes and Religious Societies.

**Carney Hospital.**

By Mr. Russell of Boston, petition of Sister Simplicia, the sister servant of the Carney Hospital in South Boston, for the aid of the State for said institution.

**Tramps.**

By Mr. Rice of Charlemon, petition of Henry Hinsdale and others; and, by Mr. Kimball of Bradford, petition of Sherman Nelson and 61 others, — severally for a law to protect the community against tramps.

Severally referred to the committee on Public Charitable Institutions.

**Edgartown.**

By Mr. Clough of Tisbury, petition of George G. Greenleaf and others, in aid of the petition of Samuel Butler, for a division of the town of Edgartown.

**Chelsea and Everett.**

By Mr. Donnell of Chelsea, petition of the Mayor of Chelsea, for a change in the boundary-line between said city and the town of Everett.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

**Transfer of stock.**

By Mr. Fuller of Boston, petition of A. S. Wheeler and others, for legislation to protect corporations from liability for transfer of stock by trustees, and others having the legal title thereto.

**Cambridge — assessors.**

By Mr. Hale of Cambridge, petition of the Mayor of Cambridge, for such an amendment of the city charter as will provide for the election of the assessors of said city by the city council.

**Waltham Home for Aged Women.**

By Mr. Randall of Waltham, petition of Frederick M. Stone and others, for an act of incorporation as the Home for Aged Women in Waltham.

By Mr. Wiggin of Lowell, petition of Nathaniel Allen and others, for legislation in relation to bail in criminal trials. Bail.

Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Warren of Boston, —

*Ordered,* That the committee on Prisons inquire into the reason why the sewage from the Concord State Prison is discharged directly into Concord River, contrary to the provisions of chapter 10 of the Acts of the year 1878, and report as soon as practicable. Concord State Prison.

On motion of Mr. Ladd of Springfield, —

*Ordered,* That the committee on Railroads inquire into the best known means of preventing collisions and other railroad accidents, and whether any additional legislation is necessary to protect the travelling public from such accidents. Railroad accidents.

Severally sent up for concurrence.

On motion of Mr. Proctor of Marblehead, —

*Ordered,* That the committee on the Judiciary consider the expediency of enacting a law which shall limit the rate of interest to six per cent. Rate of interest.

On motion of Mr. Brackett of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of providing that no person who has not been regularly admitted to the bar shall make or fill up any writ authorizing an attachment of property by trustee process, or otherwise. Trustee writs.

On motion of the same gentleman, —

*Ordered,* That the committee on Probate and Chancery consider the expediency of amending chapter 119, section 125, of the General Statutes, so as to reduce the fees and costs of proceedings in courts of insolvency. Proceedings in courts of insolvency.

*Papers from the Senate.*

The report of the joint committee appointed to examine the securities in the hands of the Treasurer and Receiver-General, accepted by the Senate, was read and accepted in concurrence, under a suspension of the rule. Securities in treasury.

The report of the committee on Banks and Banking, inexpedient to legislate, on the report of the receivers of the Hyannis Savings Bank, accepted by the Senate, was read, and placed in the orders of the day for Monday. Hyannis Savings Bank.

**Bills:**

Salaries of  
executive de-  
partment.

To establish the salary of the Governor, and to fix the compensation of the Lieutenant-Governor and Council, and employes of the executive department, reported, in part, on so much of the Governor's Address as relates to retrenchment in State expenses; and

Attorney-Gen-  
eral.

To amend chapter 14 of the General Statutes relating to the duties of the Attorney-General, reported, in part, on suggestions of the Insurance Commissioner relating to insurance;

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the first-named bill.

Boston and Al-  
bany Railroad.

Notice was received from the Senate that the House order of inquiry relative to the re-election of the president of the Boston and Albany Railroad Corporation, and relative to the payment of certain expenses in regard to an investigation of said road in the year 1876, had been indefinitely postponed by that branch.

*Reports of Committees.*

Insurance poli-  
cies.

By Mr. Clark of Winchendon, from the committee on Insurance, inexpedient to legislate, on an order relative to insurance companies providing, for the insured, concise and explicit forms of insurance policies. Read, and placed in the orders of the day for Monday.

Litchfield Shut-  
tle Company.

By Mr. Fuller of Boston, from the committee on the Judiciary, that the Senate Bill to change the name of the Litchfield Shuttle Company of Southbridge ought to pass. Placed in the orders of the day for Monday, for a second reading.

Worcester  
Home for Aged  
Females.

By Mr. Maynard of Springfield, from the same committee, on a petition, a Bill to amend section 4 of chapter 265 of the Acts of the year 1869, to incorporate the Trustees of the Home for Aged Females in the city of Worcester.

Massachusetts  
Baptist Conven-  
tion.

By Mr. Coggin of Boxford, from the committee on Parishes and Religious Societies, on a petition, a Bill relative to the Massachusetts Baptist Convention.

Appropriation  
Bill No. 5.

By Mr. Clark of Winchendon, from the committee on Finance, on an order relative to appropriation bills, a Bill making additional appropriations for certain expenditures authorized in the year 1878.

Severally read, and ordered to a second reading.

*Orders of the Day.*

The report of the committee on Labor, no legislation necessary, on the Thirty-sixth Registration Report, was accepted, and sent up for concurrence. Orders of the day.

The report of the committee on Insurance, leave to withdraw, on the petition of the Equitable Marine Insurance Company of Provincetown, for an act modifying its charter, was accepted, in concurrence.

The Bill (on leave) for the protection of private ways, was rejected, as recommended by the committee on the Judiciary.

The Bill in addition to "An Act to provide for the keeping of registers of voters in towns" was read a second time, amended on motion of Mr. Colburn of Leominster, and ordered to a third reading.

The Bill in addition to "An Act relating to the attorney, in this Commonwealth, of insurance companies of other states and countries;" and the

Resolve confirming the acts of Thomas Cunningham as a justice of the peace;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, door-keepers, assistant door-keepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was read a second time. A motion of Mr. Stetson of Hanson, that, in debate on this bill, speeches, except by the chairman of the committee having it in charge, be limited to ten minutes each, was lost.

On motion of Mr. Rockwell of Pittsfield it was voted that the bill be considered by sections. Amendments were then moved to the first section of the bill as follows: by Mr. Pinkham of Lynn, that the pay of members of the Legislature be \$350 for the session, instead of \$500 as provided in the bill; by Mr. Litchman of Marblehead, that the sum be \$650; by Mr. Lowther of Boston, that the sum be \$600; by Mr. Colburn of Leominster, that the sum be \$550. On the second of these amendments the yeas and nays were ordered, on the request of Mr. Brackett of Boston.

## JOURNAL OF THE HOUSE.

Pending the consideration of these amendments, Mr. Rowe of Rockport moved that the House adjourn.

On this motion the yeas and nays were ordered on request of Mr. Thomas of Brookline; and, the roll being called, the motion was carried, the vote being 104 yeas to 72 nays, as follows:—

## YEAS.

| Messrs.               | Messrs.                 |
|-----------------------|-------------------------|
| Aldrich, Charles P.   | Hollis, Freeman.        |
| Atkinson, Benjamin F. | Horton, Nathaniel A.    |
| Baker, John I.        | Hoyt, Richard H.        |
| Barnard, Abner.       | Humphrey, Robert.       |
| Barrett, Richard.     | Hyde, Henry D.          |
| Bartlett, Joseph F.   | Ingraham, William H.    |
| Bennett, James W.     | James, John F.          |
| Berry, John F.        | Jennings, Andrew J.     |
| Bigelow, Francis.     | Johnson, Henry A.       |
| Blake, J. Albert.     | Joyce, John.            |
| Brown, Horace.        | Lawrence, Sumner P.     |
| Bryan, James H.       | Leary, Frank D.         |
| Burke, William J.     | Leonard, Marcus.        |
| Callender, Edward B.  | Lincoln, Elmer.         |
| Clough, Benjamin.     | Litchman, Charles H.    |
| Colburn, George F.    | Lowther, George W.      |
| Coleman, Lewis.       | Lyon, William.          |
| Converse, Elisha S.   | Marsh, Edwin W.         |
| Copeland, Henry.      | McCafferty, Matthew J.  |
| Crocker, Charles T.   | McCulloch, Leonard.     |
| Crocker, Elisha, jun. | McGlynn, Patrick M.     |
| Crowley, Jeremiah J.  | Montague, Royal M.      |
| Crowley, Robert E.    | Mooney, Daniel S.       |
| Damon, Samuel R.      | Morton, Elb'ge G., jun. |
| Daniels, Elijah B.    | Murphy, Patrick F.      |
| Davis, Joseph W.      | Norton, John B.         |
| Day, Thomas H.        | O'Connor, Dennis.       |
| Desmond, Cornelius.   | O'Neil, Joseph H.       |
| Donnell, Elbridge C.  | Paddack, Henry.         |
| Ferson, Charles H.    | Peabody, John W.        |
| Fiske, Alonzo S.      | Peck, Walter B.         |
| Flood, John T.        | Pickman, John J.        |
| Foss, William A.      | Pinkham, Daniel R.      |
| Fowler, Francis E.    | Pratt, Edwin B.         |
| Glover, George D.     | Proctor, William P.     |
| Hall, Eben A.         | Reed, John D.           |
| Harden, George P.     | Rich, Stephen.          |
| Hart, John W.         | Roach, Richard.         |
| Hastings, Thomas J.   | Robinson, Amasa C.      |
| Henry, Neil.          | Rockwell, Francis W.    |
| Hoar, William M.      | Seeley, Montessor S.    |

Messrs. Smith, Elizur.  
 Smith, Maloy J.  
 Smyth, William A. S.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stuart, William J.  
 Thayer, Tyler.  
 Tilden, William S.  
 Tucker, Payson E.  
 Varnum, Leavitt R. J.  
 Walker, Joseph H.

Messrs. Wardwell, Henry.  
 Warren, Alonzo.  
 Wentworth, Charles A.  
 Whiting, Hiram.  
 Whittemore, Jonathan.  
 Wilbur, Daniel.  
 Wilde, Joseph D.  
 Willis, George D.  
 Wiswell, Joseph.  
 Witherell, William D.  
 Wood, David F.

YAYS.

Messrs. Ames, Azel, jun.  
 Barrus, Alvan.  
 Bates, Theodore C.  
 Beeching, Richard.  
 Bennett, Joseph.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Brown, Luther J.  
 Brown, William H.  
 Bulloch, Andrew.  
 Carberry, William H.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Clarke, Henry S.  
 Coggin, William S.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Darling, Homer W.  
 Eastabrooks, James E.  
 Fitz Gerald, Thomas F.  
 Fuller, Henry W.  
 Gaylord, William M.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hines, Francis E.  
 Howes, Thomas P.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lincoln, Arthur.  
 Locke, James L.  
 Loring, Chauncy.  
 Magee, James P.  
 Maynard, Elisha B.

Messrs. McGeough, James A.  
 McMahon, John F.  
 Mellen, James H.  
 Morse, Leander B.  
 Nichols, Joseph J.  
 Noyes, Charles J.  
 Paige, Lucius R.  
 Park, George W.  
 Prescott, Charles J.  
 Pynchon, William.  
 Quigley, James L.  
 Randall, David.  
 Ranlett, Charles E.  
 Rice, Leonard B.  
 Russell, Thomas.  
 Sanders, William.  
 Scott, Augustus E.  
 Sherburne, John H.  
 Shipman, Jonathan E.  
 Smith, Joseph.  
 Smith, Rufus.  
 Sparrow, James H.  
 Stetson, George F.  
 Stone, Josiah F.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thomas, Edward I.  
 Trussell, Rufus.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Wadlin, Daniel H.  
 Ware, Horace E.  
 Whitney, Edwin.  
 Wiggin, William H.  
 Woodbury, George D.

Yeas, 104 ; nays, 72.

At 5.05 the House was declared adjourned.



MONDAY, Jan. 27, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Seymour of Boston.

*Petitions Presented.*

**Mary Curran.** By Mr. Bennett of Boston, petition of Mary Curran, for State aid. Referred to the committee on Claims.

**Woman suffrage.** By the same gentleman, petition of Malvina R. Brigham and others; by Mr. Ferson of Chelsea, petition of Josephine C. Wood and others; by Mr. Moulton of Lawrence, petition of A. G. Davis and 4 others; by Mr. Johnson of Boston, petition of Charles H. Porter and 5 others; by Mr. Brooks of Haverhill, petition of Jennie A. Giles and 24 others; by Mr. Loring of Barre, petition of George Brown and others; by Mr. Brown of Fitchburg, petition of Caroline Scott and 50 others; by Mr. Hollis of Weymouth, petition of Mary E. Terry and 45 others,—severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

**Liquor Law.** By Mr. Ranlett of Newton, petition of S. L. Whitcomb and others; by Mr. Bartlett of Rutland, petition of Mrs. G. D. Hatch and 148 others; by Mr. Bigelow of Natick, petition of Mrs. Addie Williams and 98 others; by Mr. Hosmer of Ware, petitions of J. W. Cummings and others, and of Pason W. Lyman and others,—severally for a stringent prohibitory law.

Severally referred to the committee on the Liquor Law.

**Boston water-supply.** By Mr. Brigham of Westborough, remonstrance of H. Willson, against any legislation restricting the right of sailing, boating, or fishing in certain waters taken by the city of Boston for a water-supply.

**Salem sewerage.** By Mr. Osgood of Salem, petition of the city of Salem, for authority to construct a system of drainage and sewerage.

Severally referred to the committee on Public Health.

**Tramps.** By Mr. Frye of North Andover, petition of Charles F. Johnson and others; by Mr. Morton of Chicopee, petition of William R. Kentfield and others,—severally for the better protection of our communities against tramps.

Severally referred to the committee on Public Charitable Institutions.

By Mr. Hartshorn of Worcester, petition of Benjamin P. Ware and others, for laws which will provide equal taxation for all, and exemption for none. Referred to the committee on Taxation. Equal taxation.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Walker of Worcester, —

*Ordered,* That the committee on Constitutional Amendments consider the expediency of amending the constitution in chapter 1, section 8, by striking out the words “expenses of travel to the General Assembly, and returning home once each session, and no more,” and inserting the words, “the pay and mileage of the members of the General Assembly shall be the same as that fixed by law for jurors in the courts of this Commonwealth, provided, however, that no change in any law increasing or diminishing the compensation of jurors shall affect the compensation of members of the General Court until one year from the first day of January next succeeding such change, and.” Compensation of members.

On motion of Mr. Shipman of Springfield, —

*Ordered,* That the committee on Printing consider the expediency of printing two hundred extra copies of the report of the Commissioners on Prisons, so far as it relates to the Reformatory Prison for Women, being Senate Doc. No. 51. Women's Prison.

On motion of Mr. Witherell of Norton, —

*Ordered,* That the committee on Roads and Bridges consider the expediency of regulating by law the width of rims of wheels used in heavy teaming. Broad-rimmed wheels.

Severally sent up for concurrence.

On motion of Mr. Roach of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of legislation for the protection of lessees of household furniture. Lessees of household furniture.

On motion of Mr. Howland of Plymouth, —

*Ordered,* That the committee on the Judiciary inquire whether any legislation is necessary to expedite the trial of causes in the courts of the Commonwealth. Trials in courts.

*Introduced on Leave.*

By Mr. Ladd of Springfield, a Bill to preserve the purity of the water-supply of the city of Springfield. Read, referred to the committee on Public Health, and sent up for concurrence. Springfield water-supply.

*Papers from the Senate.*

Middlesex Central Railroad.

A Bill to authorize the Middlesex Central Railroad Company to cross certain land of the Commonwealth in the town of Concord, reported on a petition, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

Sepulture.

A Bill to amend section 37 of chapter 155 of the General Statutes relating to the violation of sepulture, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Mystic River Corporation.

A message from the Governor, transmitting the annual report of the Mystic River Corporation, was referred, in concurrence, to the committee on Harbors.

*Reports of Committees.*

Bets, wagers, and pools.

By Mr. Ware of Milton, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law concerning bets, wagers, and pools.

Tenth Suffolk District.

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw, on the petition of Daniel S. Burnham, for seat as representative for the Tenth Suffolk District.

Severally read, and placed in the orders of the day for to-morrow.

Returns of fees and salaries.

By Mr. Hale of Cambridge, from the committee on the Judiciary, that the Bill (on leave) to provide for returns to the Secretary of the Commonwealth of all fees and salaries paid from the treasury of the State, or of any county therein, ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Legal notices.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, asking to be discharged from the further consideration of the order relative to legislation in regard to publishing legal notices, and recommending its reference to the committee on the Judiciary. Read, and accepted under a suspension of the rule.

Courts of insolvency.

By Mr. Callender of Boston, from the same committee, on an order, a Bill to amend chapter 118 of the General Statutes relating to courts of insolvency. Read, and ordered to a second reading.

*Orders of the Day.*

The report of the committee on Banks and Banking, Orders of the day.  
 inexpedient to legislate, on the report of the receivers of  
 the Hyannis Savings Bank, was accepted in concurrence.

**Bills :**

Relative to the Massachusetts Baptist Convention ;

To amend section 4 of chapter 265 of the Acts of the  
 year 1869, to incorporate the Trustees of the Home for  
 Aged Females in the city of Worcester ;

Making additional appropriations for certain expendi-  
 tures authorized in the year 1878 ;

To change the name of the Litchfield Shuttle Company  
 of Southbridge ; and

To amend chapter 14 of the General Statutes relating to  
 the duties of the Attorney-General ;

Were severally read a second time, and ordered to a  
 third reading.

The Bill fixing the compensation of the members of the  
 Legislature, and establishing the salaries of the clerks and  
 assistant clerks of the Senate and House of Representatives,  
 the sergeant-at-arms, door-keepers, assistant door-keepers,  
 postmaster, messengers, pages, and chaplains of the Sen-  
 ate and House of Representatives, and the compensation  
 of the preacher of the election-sermon, was further consid-  
 ered.

The yeas and nays having been ordered on the pending  
 amendment moved by Mr. Litchman of Marblehead to  
 the first section, making the pay of members six hun-  
 dred and fifty dollars per annum, the roll was called, and  
 the amendment was rejected by a vote of 23 yeas to 171  
 nays, as follows : —

**YEAS.**

Messrs. Ames, Azel, jun.  
 Carberry, William H.  
 Crowley, Robert E.  
 Cummings, John W.  
 Day, Thomas H.  
 Foss, William A.  
 Henry, Neil.  
 Hines, Francis E.  
 Hoar, William M.  
 Joyce, John.  
 Leary, Frank D.  
 Leonard, Marcus.

Messrs. Litchman, Charles H.  
 McCafferty, Matthew J.  
 McGlynn, Patrick M.  
 McMahan, John F.  
 Mellen, James H.  
 Mooney, Daniel S.  
 Nichols, Joseph J.  
 Norton, John B.  
 Reed, William, jun.  
 Roach, Richard.  
 Wentworth, Charles A.

## NAYS.

| Messrs.               | Messrs.                |
|-----------------------|------------------------|
| Adams, Albert S.      | Fish, Isaiah.          |
| Aldrich, Charles P.   | Fiske, Alonzo S.       |
| Baker, John I.        | Flood, John T.         |
| Barnard, Abner.       | Fowler, Francis E.     |
| Barrett, Richard.     | Gaylord, William M.    |
| Bartlett, Charles R.  | Glines, Jacob T.       |
| Bates, Theodore C.    | Glover, George D.      |
| Beeching, Richard.    | Graham, James B.       |
| Bennett, Joseph.      | Hale, Edwin B.         |
| Berry, John F.        | Harden, George P.      |
| Bigelow, Francis.     | Hart, John W.          |
| Bolles, Matthew.      | Hartshorn, Calvin L.   |
| Bond, George H.       | Hastings, Thomas J.    |
| Brackett, John Q. A.  | Hathaway, Judah.       |
| Bradstreet, Dudley.   | Holbrook, Jonathan.    |
| Brigham, George O.    | Hollis, Freeman.       |
| Brooks, William A.    | Hooper, John H.        |
| Brown, Horace.        | Horton, Nathaniel A.   |
| Brown, William H.     | Hosmer, Frederick N.   |
| Bryan, James H.       | Howes, Thomas P.       |
| Bulloch, Andrew.      | Howland, Charles H.    |
| Burke, William J.     | Humphrey, Robert.      |
| Burr, Benjamin F.     | Hyde, Henry D.         |
| Callender, Edward B.  | Ingraham, William H.   |
| Clark, Joel C.        | James, John F.         |
| Clark, Lyman.         | Jenkins, Edward J.     |
| Clark, Wilder P.      | Jennings, Andrew J.    |
| Clarke, Henry S.      | Johnson, Henry A.      |
| Coggin, William S.    | Kelley, Joseph J.      |
| Colburn, George F.    | Kimball, Albert.       |
| Coleman, Lewis.       | Kimball, D. Smith.     |
| Converse, Elisha S.   | Ladd, Charles R.       |
| Crocker, Charles T.   | Lawrence, Sumner P.    |
| Crocker, Elisha, jun. | Lawton, James M.       |
| Crosby, Isaac N.      | Levy, Samson.          |
| Crowell, Edward P.    | Lewis, Bangs A.        |
| Crowley, Jeremiah J.  | Lincoln, Arthur.       |
| Cushing, Matthew H.   | Lincoln, Elmer.        |
| Damon, Samuel R.      | Litchfield, William C. |
| Daniels, Elijah B.    | Locke, James L.        |
| Darling, Homer W.     | Loring, Chauncy.       |
| Dee, John H.          | Lowther, George W.     |
| Desmond, Cornelius.   | Lyon, William.         |
| Donnell, Elbridge C.  | Magee, James P.        |
| Eastabrooks, James E. | Marsh, Edwin W.        |
| Emery, Levi.          | Maynard, Elisha B.     |
| Everson, John W.      | McCulloch, Leonard.    |
| Ferson, Charles H.    | McGeough, James A.     |

|                           |                         |
|---------------------------|-------------------------|
| Messrs. Morse, Leander B. | Messrs. Soule, Rufus A. |
| Morton, Elbridge G., jun. | Sparrow, James H.       |
| Moulton, Jesse.           | Spillane, Timothy B.    |
| Nickerson, Richard E.     | Stanley, John.          |
| Noyes, Charles J.         | Stetson, George F.      |
| O'Connor, Dennis.         | Stone, Josiah F.        |
| O'Neil, Joseph H.         | Stuart, William J.      |
| Osgood, Charles S.        | Sweetser, John.         |
| Paddack, Henry.           | Thayer, Edward F.       |
| Paige, Lucius R.          | Thayer, Frederick.      |
| Paine, Samuel C.          | Thayer, Tyler.          |
| Park, George W.           | Thomas, Edward I.       |
| Peabody, John W.          | Tilden, William S.      |
| Pickman, John J.          | Trussell, Rufus.        |
| Pinkham, Daniel R.        | Tucker, Payson E.       |
| Powers, Henry W.          | Tufts, Arthur W.        |
| Pratt, Edwin B.           | Van Deusen, Merritt.    |
| Proctor, William P.       | Varnum, Leavitt R. J.   |
| Pynchon, William.         | Wadlin, Daniel H.       |
| Quigley, James L.         | Walker, Joseph H.       |
| Randall, David.           | Wardwell, Henry.        |
| Ranlett, Charles E.       | Ware, Horace E.         |
| Reed, John D.             | Warren, Alonzo.         |
| Rice, George W.           | Warren, Orrin.          |
| Rich, Stephen.            | Webster, Abel.          |
| Ricketts, William J.      | Whiting, Hiram.         |
| Robinson, Amasa C.        | Whitney, Edwin.         |
| Rockwell, Francis W.      | Whittemore, Jonathan.   |
| Rowe, Amos.               | Wiggin, William H.      |
| Russell, Thomas.          | Wilde, Joseph D.        |
| Sanders, William.         | Willis, George D.       |
| Sargent, Edmund P.        | Wiswell, Joseph.        |
| Savery, William.          | Witherell, William D.   |
| Seeley, Montressor S.     | Wonson, Charles H.      |
| Sherburne, John H.        | Wood, David F.          |
| Shipman, Jonathan E.      | Woodbury, George D.     |
| Smith, Elizur.            | Wright, Francis W.      |
| Smith, Joseph.            |                         |

Yeas, 23 ; nays, 171.

The pending amendment, moved by Mr. Lowther of Boston, making the pay of members six hundred dollars, was also rejected without a count.

After an extended debate, and pending the consideration of the other amendments to section 1, the House at 5.30 adjourned.

TUESDAY, Jan. 28, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Laid on the Table.*Gas and gas-  
meters.

The annual report of the State Inspector of gas and gas-meters was received, laid on the table, and ordered to be printed.

Returns of fees.

The Bill (on leave) to provide for returns to the Secretary of the Commonwealth of all fees and salaries paid from the treasury of the State, or of any county therein, was discharged from the orders of the day, and laid on the table, the question being on the rejection of the bill as recommended by the committee on the Judiciary.

*Petitions Presented.*

Mark Pickering.

By Mr. Hale of Cambridge, petition of Mark Pickering of Boston, for State aid. Referred to the committee on Claims.

South Bay and  
Vineyard  
Sound.

By Mr. Lovell of Barnstable, petition of Ensign Nickerson and 33 others, for permission to cut a channel between South Bay and Vineyard Sound. Referred to the committee on Harbors.

Woman suf-  
frage.

By Mr. Lyon of Lynn, petition of Martha J. Russell and 82 others; by Mr. Savery of Carver, petition of Thomas Glass and others; by Mr. Converse of Malden, petition of Rev. W. H. Bolster and 46 others; by Mr. Donnell of Chelsea, petition of Marion V. Dudley and 39 others; by Mr. Clark of Petersham, petition of Francis Stone and others; by Mr. Sparrow of Cambridge, petition of J. S. Bailey and 10 others, — severally for woman suffrage.

Poll-tax.

By Mr. Litchman of Marblehead, petitions of Joseph Furst and others, of C. A. Simpson and others, B. F. George and others, Timothy Daly and others, of the Socialistic Labor Party in Lawrence; also of the Socialistic Labor Party in Boston, — severally for the abolition of the poll-tax as a pre-requisite for voting.

Severally referred to the committee on Constitutional Amendments.

Pasque Island  
Corporation.

By Mr. Thomas of Brookline, petition of the Pasque Island Corporation, for amendment of its charter. Referred to the committee on the Fisheries.

By Mr. Litchman of Marblehead, petition of Henry Beck and others, for legislation relative to convict-labor. Referred to the committee on Labor. Convict-labor.

By Mr. Thayer of Boston, petition of the Veteran Association of the Independent Corps of Cadets, for amendment of its charter, so that it may hold property real and personal to the value of a hundred and twenty-five thousand dollars. Referred to the committee on Military Affairs. Veteran Association of Independent Corps of Cadets.

By Mr. Hall of Greenfield, petitions of George Sheldon and others, of A. H. Wright and others, — severally for an act requiring the construction of a passage-way under the Troy and Greenfield Railroad in Greenfield. Troy and Greenfield Railroad.

Severally referred to the committee on Hoosac Tunnel and Troy and Greenfield Railroad.

By Mr. Thomas of Brookline, petition of the president and directors of the Boston Manufacturers' Mutual Fire-Insurance Company, for an amendment of the statute so as to authorize certain mutual fire-insurance companies to elect a portion of the Board of Directors from among those members who are not citizens of the State. Referred to the committee on Insurance. Boston Manufacturers' Mutual Fire-Insurance Company.

By Mr. Russell of Boston, petition of George A. Day, for legislation for the protection of persons committed to lunatic-hospitals. Referred to the committee on Public Charitable Institutions. Lunatic-hospitals.

By Mr. Thomas of Brookline, petition of N. P. Mann and others; by Mr. Montague of Hadley, petition of Mrs. D. P. Morton and others; by Mr. Litchman of Marblehead, petition of Carrie L. Gould and others; by Mr. Damon of Lancaster, petition of Cyrus K. Goodale and others; by Mr. Magee of Malden, petition of William Johnson and 153 others; by Mr. Scott of Lexington, petition of G. E. Lovejoy and 91 others, — severally for a stringent prohibitory law. Liquor Law.

Severally referred to the committee on the Liquor Law.

By Mr. Foss of Boston, petition of John Q. A. Clifton and others, for a law allowing the holder of real estate to deduct for the purpose of taxation the amount for which his real property is mortgaged. Referred to the committee on Taxation. Taxation of mortgages.

By Mr. Stanley of Attleborough, petition of L. Whitney and 54 others; by Mr. Clough of Tisbury, petition of John Edgartown.



T. Hall and others, — severally for a division of the town of Edgartown.

Dracut and  
Lowell.

By Mr. Pickman of Lowell, petition of John A. G. Richardson and others, for a change of boundary-line between the town of Dracut and the city of Lowell, and for the annexation of a part of said town to said city of Lowell.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

Peddlers'  
licenses.

By Mr. Aldrich of Deerfield, petition of A. W. Bates and others, for the repeal of the law requiring a license to peddle goods.

Eagle Consoli-  
dated Mining  
Company.

By Mr. Fuller of Boston, petition of Howard S. Felton, for a dissolution of the Eagle Consolidated Mining Company.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Mellen of Worcester, —

State aid.

*Ordered*, That the committee on Military Affairs consider the expediency of amending chapter 192 of the Acts of the year 1877, so that the time be extended for the payment of State aid to disabled soldiers and their families and the families of deceased soldiers.

Sent up for concurrence.

On motion of Mr. Park of Cambridge, —

Warrants of  
arrest.

*Ordered*, That the committee on the Judiciary consider the expediency of empowering trial justices and the justices of police, municipal, and district courts, in cases of petty misdemeanors, in their discretion to order process of summons to be served on persons complained of, instead of issuing warrants of arrest.

On motion of Mr. Brackett of Boston, —

Partnerships.

*Ordered*, That the committee on the Judiciary consider the expediency of legislation in relation to the fraudulent appropriation of the property of partnerships, after the dissolution of such partnerships, by persons formerly members thereof.

On motion of Mr. Bennett of Boston, —

Wives.

*Ordered*, That the committee on the Judiciary consider the expediency of legislation providing additional punishment or restraint for husbands convicted of assaulting their wives.

*Introduced on Leave.*

By Mr. Callender of Boston, a Bill to prevent abuse in the issue and service of writs. Writs.

By Mr. Jenkins of Boston, a Bill to amend "An Act to authorize the city of Boston to take and hold land for a court-house for the county of Suffolk." Boston Court House.

Severally read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Reports of the committee on Banks and Banking, inexpedient to legislate :

On the report of the receivers of the Dorchester Savings Bank ; and Dorchester Savings Bank.

On the report of the receivers of the Mechanics' Savings Bank ; Mechanics' Savings Bank.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

The report of the committee on Public Charitable Institutions, asking to be discharged from the further consideration of the several petitions for a law for the better protection of our communities against tramps, and recommending their reference to the committee on the Judiciary, accepted by the Senate, was read and accepted in concurrence, under the suspension of the rule, so far as it related to the discharge of the committee. Tramps.

The following papers were referred in concurrence :

Petition of the Worcester Continentals, for an act of incorporation. To the committee on Military Affairs. Worcester Continentals.

Petition of the Highland Street-railway Company, for authority to increase its capital stock. To the committee on Street Railways. Highland Street-railway Company.

*Returns from Clerks of Courts.*

Statements of the clerk of courts of Worcester County, of the clerk of courts of Essex County, and of the clerk of courts of Bristol County, of the fees, salaries, and moneys received by them as clerks, for the year 1878, in response to a House order dated Jan. 8, were received, referred to the committee on Retrenchment, and sent up for concurrence. Clerks of certain courts.

*Bills Enacted.***Bills enacted.**

Engrossed bills :

Relating to elections in towns ; and

In addition to " An Act establishing the city of Haverhill ; "

(Which severally originated in the House of Representatives) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.***Poll-tax.**

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law so that the poll-tax shall not exceed one dollar.

**Rate of interest.**

By Mr. Fuller of Boston, from the same committee, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent.

**Legal notices.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to further legislation in regard to publishing legal notices.

**Sandwich Savings Bank.**

By Mr. Tufts of Boston, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Sandwich Savings Bank.

Severally read, and placed in the orders of the day for to-morrow.

**Sepulture.**

By Mr. Maynard of Springfield, from the committee on the Judiciary, that the Senate Bill to amend section 87 of chapter 165 of the General Statutes relating to the violation of sepulture, ought to pass.

**Executors and administrators.**

By Mr. Whitney of Stow, from the committee on Probate and Chancery, that the Bill (on leave) to amend section 8 of chapter 97 of the General Statutes in relation to the payment of debts by executors and administrators, ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

**Transfers of stock.**

By Mr. Fuller of Boston, from the committee on the Judiciary, on an order and a petition, a Bill concerning transfers of stock and bonds in corporations.

**Appropriation Bill No. 6.**

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for the maintenance of the government during the present year.

Severally read, and ordered to a second reading.

*Orders of the Day.*

## Reports:

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to bets, wagers, and pools; and

Of the committee on Elections, leave to withdraw, on the petition of Daniel S. Burnham for seat as representative for the Tenth Suffolk District;

Were severally accepted.

The Bill to authorize the Middlesex Central Railroad Company to cross certain land of the Commonwealth in the town of Concord was read a second time, and ordered to a third reading.

## Bills:

Relative to the Massachusetts Baptist Convention; and

To amend section 4 of chapter 265 of the Acts of the year 1869, to incorporate the Trustees of the Home for Aged Females in the city of Worcester;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

## Bills:

To change the name of the Litchfield Shuttle Company of Southbridge; and

To amend chapter 14 of the General Statutes relating to the duties of the Attorney-General;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was further considered.

On motion of Mr. Brackett of Boston, it was ordered that the vote be taken on the first section of the bill at quarter-past three o'clock; and, on motion of Mr. Whitney of Stow, it was ordered that the members, in speaking to the pending question, should be limited to ten minutes.

At 3.15 the vote was taken on the amendment moved by Mr. Colburn of Leominster, fixing the pay of members of the Legislature at \$550, the yeas and nays having been ordered on request of Mr. Colburn; and, the roll being

*Bills Enacted.**Bills enacted.*

Engrossed bills :  
 Relating to elections in towns ; and  
 In addition to " An Act establishing the city of Haverhill ; "  
 (Which severally originated in the House of Representatives) ;  
 Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.**Poll-tax.*

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law so that the poll-tax shall not exceed one dollar.

*Rate of interest.*

By Mr. Fuller of Boston, from the same committee, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent.

*Legal notices.*

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to further legislation in regard to publishing legal notices.

*Sandwich Savings Bank.*

By Mr. Tufts of Boston, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Sandwich Savings Bank.

Severally read, and placed in the orders of the day for to-morrow.

*Sepulture.*

By Mr. Maynard of Springfield, from the committee on the Judiciary, that the Senate Bill to amend section 87 of chapter 165 of the General Statutes relating to the violation of sepulture, ought to pass.

*Executors and administrators.*

By Mr. Whitney of Stow, from the committee on Probate and Chancery, that the Bill (on leave) to amend section 8 of chapter 97 of the General Statutes in relation to the payment of debts by executors and administrators, ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

*Transfers of stock.*

By Mr. Fuller of Boston, from the committee on the Judiciary, on an order and a petition, a Bill concerning transfers of stock and bonds in corporations.

*Appropriation Bill No. 6.*

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for the maintenance of the government during the present year.

Severally read, and ordered to a second reading.

*Orders of the Day.***Reports :**

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to bets, wagers, and pools; and Orders of the day.

Of the committee on Elections, leave to withdraw, on the petition of Daniel S. Burnham for seat as representative for the Tenth Suffolk District;

Were severally accepted.

The Bill to authorize the Middlesex Central Railroad Company to cross certain land of the Commonwealth in the town of Concord was read a second time, and ordered to a third reading.

**Bills :**

Relative to the Massachusetts Baptist Convention; and

To amend section 4 of chapter 265 of the Acts of the year 1869, to incorporate the Trustees of the Home for Aged Females in the city of Worcester;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To change the name of the Litchfield Shuttle Company of Southbridge; and

To amend chapter 14 of the General Statutes relating to the duties of the Attorney-General;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was further considered.

On motion of Mr. Brackett of Boston, it was ordered that the vote be taken on the first section of the bill at quarter-past three o'clock; and, on motion of Mr. Whitney of Stow, it was ordered that the members, in speaking to the pending question, should be limited to ten minutes.

At 3.15 the vote was taken on the amendment moved by Mr. Colburn of Leominster, fixing the pay of members of the Legislature at \$550, the yeas and nays having been ordered on request of Mr. Colburn; and, the roll being

called, the amendment was rejected by a vote of 47 yeas to 174 nays, as follows:—

## YEAS.

|                          |                                |
|--------------------------|--------------------------------|
| Messrs. Ames, Azel, jun. | Messrs. Litchfield, William C. |
| Atkinson, Benjamin F.    | Lovell, Andrew.                |
| Burke, William J.        | Lowther, George W.             |
| Burr, Benjamin F.        | McCafferty, Matthew J.         |
| Clough, Benjamin.        | McGlynn, Patrick M.            |
| Colburn, George F.       | McMahon, John F.               |
| Crocker, Elisha, jun.    | Mellen, James H.               |
| Crowley, Robert E.       | Mooney, Daniel S.              |
| Cummings, John W.        | Nichols, Joseph J.             |
| Day, Thomas H.           | Norton, John B.                |
| Desmond, Cornelius.      | Paddack, Henry.                |
| Fitz Gerald, Thomas F.   | Powers, Henry W.               |
| Frye, Newton P.          | Proctor, William P.            |
| Hastings, Thomas J.      | Quigley, James L.              |
| Hoar, William M.         | Reynolds, Samuel M.            |
| Hooper, John H.          | Ricketts, William J.           |
| Howland, Charles H.      | Robinson, Amasa C.             |
| Ingraham, William H.     | Smith, Rufus.                  |
| Joyce, John.             | Smyth, William A. S.           |
| Kelley, Joseph J.        | Spillane, Timothy B.           |
| Leary, Frank D.          | Stanley, John.                 |
| Leonard, Marcus.         | Warren, Alonzo.                |
| Levy, Samson.            | Wentworth, Charles A.          |
| Lincoln, Elmer.          |                                |

## NAYS.

|                          |                        |
|--------------------------|------------------------|
| Messrs. Adams, Albert S. | Messrs. Brown, Horace. |
| Aldrich, Charles P.      | Brown, Luther J.       |
| Baker, John I.           | Brown, William H.      |
| Barnard, Abner.          | Bryan, James H.        |
| Barrett, Richard.        | Bulloch, Andrew.       |
| Barrus, Alvan.           | Callender, Edward B.   |
| Bartlett, Charles R.     | Carberry, William H.   |
| Bartlett, Joseph F.      | Clark, Joel C.         |
| Bates, Theodore C.       | Clark, Lyman.          |
| Beebe, Eleazer S.        | Clark, Wilder P.       |
| Beeching, Richard.       | Clarke, Henry S.       |
| Bennett, Joseph.         | Coggin, William S.     |
| Berry, John F.           | Coleman, Lewis.        |
| Bigelow, Francis.        | Copeland, Henry.       |
| Blake, J. Albert.        | Crocker, Charles T.    |
| Bolles, Matthew.         | Crosby, Isaac N.       |
| Brackett, John Q. A.     | Crowell, Edward P.     |
| Brigham, George O.       | Crowley, Jeremiah J.   |
| Brooks, William A.       | Cushing, Matthew H.    |

Messrs. Damon, Samuel R.  
Daniels, Elijah B.  
Darby, William F.  
Darling, Homer W.  
Davis, Joseph W.  
Dee, John H.  
Dickinson, Ethan D.  
Donnell, Elbridge C.  
Eastabrooks, James E.  
Emery, Levi.  
Everson, John W.  
Ferson, Charles H.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Foss, William A.  
Fowler, Francis E.  
Fuller, Henry W.  
Gaylord, William M.  
Glines, Jacob T.  
Graham, James B.  
Hale, Edwin B.  
Hall, Eben A.  
Harden, George P.  
Hart, John W.  
Hartshorn, Calvin L.  
Hathaway, Judah.  
Henry, Neil.  
Hill, Hamilton A.  
Hines, Francis E.  
Holbrook, Jonathan.  
Hollis, Freeman.  
Holmes, Horace M.  
Horton, Nathaniel A.  
Hosmer, Frederick N.  
Howes, Thomas P.  
Hoyt, Richard H.  
Humphrey, Robert.  
James, John F.  
Jenkins, Edward J.  
Jennings, Andrew J.  
Johnson, Henry A.  
Keough, Thomas L.  
Kimball, Albert.  
Kimball, D. Smith.  
Ladd, Charles R.  
Lawrence, Sumner P.  
Lawton, James M.  
Lewis, Bangs A.  
Lincoln, Arthur.  
Livermore, Rufus.

Messrs. Locke, James L.  
Loring, Chauncy.  
Lyon, William.  
Magee, James P.  
Marsh, Edwin W.  
Mather, Benj. F., jun.  
Maynard, Elisha B.  
McCulloch, Leonard.  
McGeough, James A.  
Monroe, Alfred C.  
Montague, Royal M.  
Morse, Leander B.  
Morton, Elb'ge G., jun.  
Morton, Frank H.  
Moulton, Jesse.  
Murphy, Patrick F.  
Murray, Joseph.  
Nickerson, Richard E.  
Noyes, Charles J.  
O'Connor, Dennis.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Paige, Lucius R.  
Paine, Samuel C.  
Park, George W.  
Peabody, John W.  
Peck, Walter B.  
Pickman, John J.  
Pinkham, Daniel R.  
Pratt, Edwin B.  
Prescott, Charles J.  
Pynchon, William.  
Ranlett, Charles E.  
Reed, John D.  
Reed, William, jun.  
Rice, George W.  
Rice, Leonard B.  
Rich, Stephen.  
Roach, Richard.  
Rockwell, Francis W.  
Rowe, Amos.  
Russell, Solomon N.  
Russell, Thomas.  
Sampson, George T.  
Sanders, William.  
Sargent, Edmund P.  
Savery, William.  
Scott, Augustus E.  
Seeley, Montessor S.  
Sherburne, John H.



|                              |                              |
|------------------------------|------------------------------|
| Messrs. Shipman, Jonathan E. | Messrs. Van Deusen, Merritt. |
| Smith, Elizur.               | Varnum, Leavitt R. J.        |
| Smith, Joseph.               | Wadlin, Daniel H.            |
| Smith, Maloy J.              | Walker, Joseph H.            |
| Soule, Rufus A.              | Wardwell, Henry.             |
| Sparrow, James H.            | Ware, Horace E.              |
| Stetson, George F.           | Warren, Orrin.               |
| Stone, Josiah F.             | Webber, Alonzo C.            |
| Stuart, William J.           | Webster, Abel.               |
| Sweetser, John.              | Whitney, Edwin.              |
| Thayer, Edward F.            | Wilde, Joseph D.             |
| Thayer, Frederick.           | Willis, George D.            |
| Thayer, Tyler.               | Wiswell, Joseph.             |
| Thomas, Edward I.            | Witherell, William D.        |
| Tilden, William S.           | Wonson, Charles H.           |
| Trussell, Rufus.             | Wood, David F.               |
| Tucker, Payson E.            | Woodbury, George D.          |
| Tufts, Arthur W.             | Wright, Francis W.           |

Yeas, 47; nays, 174.

On this question Mr. Litchman of Marblehead, who would have voted in the affirmative, announced that he had paired with Mr. Glover of Salem.

On the pending amendment, moved by Mr. Pinkham of Lynn, fixing the pay of members at \$350, the yeas and nays were ordered on request of that gentleman; and, the roll being called, the amendment was rejected by a vote of 36 yeas to 185 nays, as follows:—

#### YEAS.

|                        |                         |
|------------------------|-------------------------|
| Messrs. Baker, John I. | Messrs. Lincoln, Elmer. |
| Bates, Theodore C.     | Loring, Chauncy.        |
| Brown, Horace.         | McCafferty, Matthew J.  |
| Crowley, Robert E.     | McGlynn, Patrick M.     |
| Desmond, Cornelius.    | Mellen, James H.        |
| Fitz Gerald, Thomas F. | Morse, Leander B.       |
| Foss, William A.       | Murphy, Patrick F.      |
| Graham, James B.       | Nichols, Joseph J.      |
| Hines, Francis E.      | Noyes, Charles J.       |
| Hoar, William M.       | O'Connor, Dennis.       |
| Ingraham, William H.   | O'Neil, Joseph H.       |
| James, John F.         | Pinkham, Daniel R.      |
| Jenkins, Edward J.     | Roach, Richard.         |
| Kelley, Joseph J.      | Spillane, Timothy B.    |
| Keough, Thomas L.      | Stetson, George F.      |
| Kimball, Albert.       | Tufts, Arthur W.        |
| Leary, Frank D.        | Varnum, Leavitt R. J.   |
| Levy, Samson.          | Walker, Joseph H.       |

## NAYS.

Messrs. Adams, Albert S.  
 Aldrich, Charles P.  
 Ames, Azel, jun.  
 Atkinson, Benjamin F.  
 Barnard, Abner.  
 Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, Joseph.  
 Berry, John F.  
 Bigelow, Francis.  
 Blake, J. Albert.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.  
 Brown, William H.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Burke, William J.  
 Burr, Benjamin F.  
 Callender, Edward B.  
 Carberry, William H.  
 Clark, Joel C.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Clarke, Henry S.  
 Clough, Benjamin.  
 Coggin, William S.  
 Colburn, George F.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Crowley, Jeremiah J.  
 Cummings, John W.  
 Cushing, Matthew H.  
 Daniels, Elijah B.  
 Darby, William F.  
 Darling, Homer W.  
 Davis, Joseph W.  
 Day, Thomas H.

Messrs. Dee, John H.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Everson, John W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Fuller, Henry W.  
 Gaylord, William M.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Harden, George P.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hathaway, Judah.  
 Henry, Neil.  
 Hill, Hamilton A.  
 Holbrook, Jonathan.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Howland, Charles H.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Joyce, John.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Livermore, Rufus.  
 Locke, James L.

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Lovell, Andrew.   | Messrs. Sampson, George T. |
| Lowther, George W.        | Sanders, William.          |
| Lyon, William.            | Sargent, Edmund P.         |
| Magee, James P.           | Savery, William.           |
| Marsh, Edwin W.           | Scott, Augustus E.         |
| Mather, Benjamin F., jun. | Seeley, Montessor E.       |
| Maynard, Elisha B.        | Sherburne, John H.         |
| McCulloch, Leonard.       | Shipman, Jonathan.         |
| McGeough, James A.        | Smith, Elizur.             |
| McMahon, John F.          | Smith, Joseph.             |
| Monroe, Alfred C.         | Smith, Maloy J.            |
| Montague, Royal M.        | Smith, Rufus.              |
| Mooney, Daniel S.         | Smyth, William A. S.       |
| Morton, Elbridge G., jun. | Soule, Rufus A.            |
| Morton, Frank H.          | Sparrow, James H.          |
| Moulton, Jesse.           | Stanley, John.             |
| Murray, Joseph.           | Stone, Josiah F.           |
| Nickerson, Richard E.     | Stuart, William J.         |
| Norton, John B.           | Sweetser, John.            |
| Osgood, Charles S.        | Thayer, Edward F.          |
| Paddack, Henry.           | Thayer, Frederick.         |
| Paige, Lucius R.          | Thayer, Tyler.             |
| Paine, Samuel C.          | Thomas, Edward I.          |
| Park, George W.           | Tilden, William S.         |
| Peabody, John W.          | Trussell, Rufus.           |
| Peck, Walter B.           | Tucker, Payson E.          |
| Pickman, John J.          | Van Deusen, Merritt.       |
| Powers, Henry W.          | Wadlin, Daniel H.          |
| Pratt, Edwin B.           | Wardwell, Henry.           |
| Prescott, Charles J.      | Ware, Horace E.            |
| Proctor, William P.       | Warren, Alonzo.            |
| Pynchon, William.         | Warren, Orrin.             |
| Ranlett, Charles E.       | Webber, Alonzo C.          |
| Reed, John D.             | Webster, Abel.             |
| Reed, William, jun.       | Wentworth, Charles A.      |
| Reynolds, Samuel M.       | Whitney, Edwin.            |
| Rice, George W.           | Wilde, Joseph D.           |
| Rice, Leonard B.          | Willis, George D.          |
| Rich, Stephen.            | Wiswell, Joseph.           |
| Ricketts, William J.      | Witherell, William D.      |
| Robinson, Amasa C.        | Wonson, Charles H.         |
| Rockwell, Francis W.      | Wood, David F.             |
| Rowe, Amos.               | Woodbury, George D.        |
| Russell, Solomon N.       | Wright, Francis W.         |
| Russell, Thomas.          |                            |

Yeas, 36 ; nays, 185.

The question was then put, Shall the first section of the bill stand? and it was carried in the affirmative.

The House then proceeded to consider the second section of the bill, fixing the pay of the clerks of the Senate and House; and Mr. Noyes of Boston moved to amend by striking out "two thousand," and inserting "twenty-five hundred."

Mr. Osgood of Salem moved that the bill be referred to the committee of the whole, pending which the House at 5.30 adjourned.

WEDNESDAY, Jan. 29, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A statement of the clerk of the Board of Railroad Commissioners was received, in reply to a House order dated Jan. 22, of the number of days' service rendered by each railroad commissioner for each year of the past six years, as appears by his record. Referred to the committee on Railroads, and sent up for concurrence.

Railroad Commissioners.

#### *Petitions Presented.*

By Mr. Osgood of Salem, petition of Fred. B. Browning and others; by Mr. Bolles of Boston, petition of Freeman Bowker and 25 others; by Mr. Kimball of Haverhill, petition of O. A. Roberts and 42 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Constitutional Amendments.

By Mr. Frye of North Andover, petition of George L. Davis and others, for a change in the name of the trustees of Abbot Female Academy of Andover. Referred to the committee on Education.

Abbot Female Seminary.

By Mr. Lovell of Barnstable, remonstrance of Thomas Chatfield and others, against cutting a boat-channel between South Bay and Vineyard Sound. Referred to the committee on Harbors.

South Bay and Vineyard Sound.

By Mr. Ladd of Springfield, petition of the Faneuil Hall Insurance Company, for an amendment of its charter. Referred to the committee on Insurance.

Faneuil Hall Insurance Company.

By Mr. Sheldon of Southampton, petition of Samuel Wilder and others, for a stringent prohibitory law. Referred to the committee on the Liquor Law.

Liquor Law.

- John Vigneron.** By Mr. Kelley of Cambridge, petition of John Vigneron, for such legislation as will entitle him to the gratuities and benefits which have been or may be provided for those who served as part of the quota of this Commonwealth in the late war. Referred to the committee on Military Affairs.
- Vehicles in Framingham.** By Mr. Clark of Framingham, petition of the selectmen of Framingham, for authority to license vehicles used in conveying passengers from the depot to the State campground during the State military muster. Referred to the committee on Roads and Bridges.
- Convict-labor.** By Mr. Wentworth of Lynn, petition of E. B. Hayes and others; by Mr. Holbrook of Sherborn, petitions of Helen M. Marsh and others, and of George R. Hoffman and others, — severally for legislation regulating contracts for convict-labor.
- Ten-hour law.** By Mr. Russell of Boston, petition of Alexander M. Dallas, representing the Workingmen's City Committee of Boston, that the word "wilfully" may be stricken out of chapter 221 of the Acts of the year 1874, called the "ten-hour law."
- Co-operation.** By Mr. Brackett of Boston, petition of Josiah Quincy, for amendment of the laws relative to co-operative trade. Severally referred to the committee on Labor.
- Taxation of mortgages.** By Mr. Dickinson of Granville, petition of J. C. Knox and others, for a law by which the holder of real estate may deduct for the purpose of taxation the amount for which his real property is mortgaged. Referred to the committee on Taxation.
- Edgartown.** By Mr. Clough of Tisbury, petition of George Farnham and others, for a division of the town of Edgartown.
- Ward 23 — Boston.** By Mr. Johnson of Boston, petition of Joseph H. Curtis and others, for a division of Ward 23 in the city of Boston. Severally referred to the committee on Towns. Severally sent up for concurrence.
- Mining.** By Mr. Atkinson of Newburyport, petition of H. R. Perkins and others, for the enactment of a law regulating mining in this Commonwealth.
- Memorials for the dead.** By Mr. Holbrook of Sherborn, petition of W. A. Mathewson and others, for an amendment of section 39, chapter 165, of the General Statutes relative to defacing tombs, monuments, etc. Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Crosby of Milford, —

*Ordered*, That the committee on Taxation consider the expediency of amending section 28, chapter 12, of the General Statutes relative to advertisements of real estate taken for taxes. Tax-sales.

On motion of Mr. Bennett of Boston, —

*Ordered*, That the committee on Retrenchment consider the expediency of so amending the law, that the several district-attorneys shall act as county-attorneys in their several districts, and fix their compensation therefor. District-attorneys.

On motion of Mr. Marsh of Quincy, —

*Ordered*, That the committee on Railroads consider and report whether any change is expedient in regard to the method of paying the Railroad Commissioners, or in the amount paid them, or in the number composing the board; also whether the duties performed by the clerk and accountant can be performed by one person, and what compensation should be paid for such service. Railroad Commissioners.

Severally sent up for concurrence.

On motion of Mr. Mellen of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of enacting a law compelling cities to pay their wage-laborers weekly. Wages.

On motion of Mr. Bartlett of Montague, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 167 of the Acts of the year 1876 concerning attachments, by inserting the words "trial justice" before the word "police" in the third line of the first section of the act. Attachments.

On motion of Mr. Prescott of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of transferring from the records of the Supreme Judicial Court to the City Registrar's department of the city of Boston the record of marriages for the county of Suffolk from 1716 to 1731. Record of marriages in Suffolk County.

*Introduced on Leave.*

By Mr. Hooper of Medford, a Bill to amend chapter 40 of the Acts of the year 1803 relative to the privilege of taking certain fish in Mystic River in Medford. Read, and referred to the committee on the Fisheries. Medford — fish.

**Camp-meetings.** By Mr. Ladd of Springfield, a Bill to amend section 1 of chapter 59 of the Acts of the year 1867 concerning the protection of camp-meetings. Read, and referred to the committee on Parishes and Religious Societies.

**Savings banks.** By Mr. Bennett of Boston, a Bill relating to taxation of savings bank deposits; and a  
**Mortgages.** Bill concerning the taxation of mortgaged property.

Severally read, and referred to the committee on Taxation.

**Disabled Soldiers' Employment Bureau.** By Mr. Brackett of Boston, a Resolve in favor of the Disabled Soldiers' Employment Bureau. Read, and referred to the committee on Military Affairs.

Severally sent up for concurrence.

**Summons in suits.** By Mr. Callender of Boston, a Bill to amend chapter 136 of the Acts of the year 1865, entitled "An Act relating to service of summons in suits against certain corporations." Read, and referred to the committee on the Judiciary.

*Laid on the Table.*

**Attorney-General.** The Annual Report of the Attorney-General; and the  
**Tax Commissioner.** Annual Report of the Tax Commissioner;  
 Were received, and severally laid on the table.

*Bill Enacted.*

**Bill enacted.** An engrossed Bill concerning cases tried without a jury (which originated in the House of Representatives) was passed to be enacted, signed, and sent to the Senate.

*Papers from the Senate.*

**Tunnel accounts.** *Ordered,* In concurrence, that the committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider and report what legislation, if any, is necessary relative to the manner of accounting to the State Treasurer and Auditor for receipts and for expenses incurred in connection with said tunnel and road.

**M. F. Wells.** A Bill to authorize the city of Boston to pay the administrator of the estate of Michael F. Wells for labor and materials furnished by said Wells to said city while a member of its city council, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

**Bills:**

To extend the charter of the Winnisimmet Railroad Company, with power to alter its present lease, or make a new one; Winnisimmet Railroad.

To supply the town of Middleborough with pure water; Middleborough.  
and

To provide a penalty for withholding information sought by school committees or their agents; School committees.

Severally reported on petitions, and passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

A Resolve relative to stereotype-plates, woodcuts, etc., belonging to the Commonwealth, introduced on leave in the Senate, was read, and referred in concurrence to the committee on Printing. Stereotype plates, etc.

The following papers were referred in concurrence:—

Petition of Adelia T. Jones, for State aid. To the committee on Claims. A. T. Jones.

Petitions of the Massachusetts Temperance Alliance, and the Grand Division Sons of Temperance of Massachusetts,—severally for the enactment of a prohibitory law. Liquor Law.

Severally to the committee on the Liquor Law.

Petition of the New-Haven and Northampton Railroad Company, for authority to issue bonds. To the committee on Railroads. New-Haven and Northampton Railroad.

Petition of Samuel A. Dean and others, for legislation requiring persons who do heavy teaming to use carriages so constructed as to improve the roads, rather than destroy them. To the committee on Roads and Bridges. Roads.

*Reports of Committees.*

By Mr. Ware of Milton, from the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation to expedite the trials of causes in the courts of the Commonwealth. Trials in courts.

By Mr. Fuller of Boston, from the same committee, leave to withdraw, on the petition of Howard S. Felton, for the dissolution of the Eagle Consolidated Mining Company. Eagle Consolidated Mining Company.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Russell of Boston, from the same committee, on an order, a Bill for the protection of married women. Married women.



Pawnbrokers.

By the same gentleman, from the same committee, on a petition, a Bill concerning pawnbrokers.

Springfield and  
Agawam  
Bridge.

By Mr. Colburn of Leominster, from the committee on County Estimates, on a petition, a Bill in addition to "An Act to establish a free bridge across the Connecticut River between Springfield and Agawam."

Appropriation  
Bill No. 7.

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations to meet certain charitable and reformatory expenses, and for other purposes.

Severally read, and ordered to a second reading.

#### *Resignation of a Member.*

John D. Wash-  
burn.

The Speaker announced the resignation of Mr. John D. Washburn of Worcester as a representative for the Twenty-fifth Worcester District, which, on motion of Mr. Osgood of Salem, was accepted. On further motion of the same gentlemen, the following order was adopted:—

*Ordered*, That the Speaker issue a precept giving notice of the vacancy occasioned by the resignation of John D. Washburn, a member-elect of the House from the Twenty-fifth Worcester District, and its acceptance by the House, and appointing a time for an election to fill the same.

#### *Death of a Member.*

James Long.

Mr. Nickerson of Somerville announced the death of James Long of Somerville, a representative for the Fifth Middlesex District; and on his motion a committee of six was appointed to attend the funeral, and to prepare resolutions of respect. The committee announced by the Chair was Messrs. Nickerson of Somerville, Kelley of Cambridge, Russell of Pittsfield, O'Connor of Boston, Glines of Somerville, and Crowley of Lowell.

On further motion of Mr. Nickerson the House, without proceeding to consider the orders of the day, at 2.25 adjourned.

THURSDAY, Jan. 30, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

#### *Petitions Presented.*

Game.

By Mr. Rice of Sutton, petition of Charles F. May and others, for a law prohibiting the taking or killing of certain

game without the permission of the owners or lessees of the premises whereon said game is killed. Referred to the committee on Agriculture.

By Mr. Brackett of Boston, petition of Sallie M. Ballard and others, for the abolition of the High and Normal Schools. Referred to the committee on Education. High and Normal Schools.

By Mr. Clough of Tisbury, petitions of William Harding and others, of H. F. Smith and others, and S. L. Norton and others, — severally for a law making certain harbor regulations, and providing for the appointment of a harbor master for the harbor of Vineyard Haven. Vineyard Haven.

Severally referred to the committee on Harbors.

By Mr. Spillane of Boston, petition of Thomas C. Brophy, in behalf of the city committee of the Workingmen's Party of Boston, in aid of the petition for making town-halls free for public meetings. Town-halls.

By Mr. Adams of Amesbury, petition of the Merrimac Hat Company and other manufacturers of hats, for a law to protect said industry from competition with convict-labor. Hats.

Severally referred to the committee on Labor.

By Mr. Russell of Boston, petition of William Giles Dix, for a national convention for the formation of a new national constitution. Referred to the committee on Federal Relations. National convention.

By Mr. Morse of Athol, petition of L. O. Southland and others; by Mr. Fowler of Northbridge, petition of C. O. Nixon and others; by Mr. Fiske of Weston, petition of George Goodenow and 116 others; by Mr. Crocker of Brewster, petition of Edward Edson and others, — severally for a stringent prohibitory law. Liquor Law.

Severally referred to the committee on the Liquor Law.

By Mr. Maynard of Springfield, petition of the trustees of the State-street Methodist-Episcopal Church of Springfield, for leave to issue bonds to fund its debt, and secure the same by mortgage of its real estate. Referred to the committee on Parishes and Religious Societies. State-street Methodist-Episcopal Church, Springfield.

By Mr. Walker of Worcester, remonstrance of William Dickinson and 10 others, against the Foster-street extension, and asking for a relocation of a portion of said extension. Referred to the committee on Roads and Bridges. Foster-street extension.

**Edgartown.**

By Mr. Clough of Tisbury, petitions of S. F. Upham and others, and Ivory H. Harlow and others, — severally in aid of the petition for a division of the town of Edgartown; and remonstrance of William H. Munroe and 231 others against the same.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

**New Bedford charter.**

By Mr. Sanders of New Bedford, petition of the Mayor of New Bedford, for an amendment of the charter of said city relative to the salary of the mayor. Referred to the committee on the Judiciary.

**Pawnbrokers.**

By Mr. Spillane of Boston, petition of the Working-men's Party of Boston, for a law fixing the amount of interest to be charged by pawnbrokers. Placed on file with the papers on that subject.

*Vacancy Filled.***Committee on Public Charitable Institutions.**

The Speaker announced that he would appoint Mr. Russell of Boston to fill the vacancy on the committee on Public Charitable Institutions caused by the resignation of Mr. Washburn of Worcester.

*Orders.***Taxation.**

On motion of Mr. Park of Cambridge, —

*Ordered*, That the committee on Taxation consider and report on the expediency of enacting provisions for a system of general taxation for ordinary revenue, to take effect three or four years hence, wherein assessments shall be made on tangible property real and personal, but not on incomes, credits, or choses in action.

**Cattle.**

On motion of Mr. Bartlett of Rutland, —

*Ordered*, That the committee on Taxation consider the expediency of amending paragraph 11 of section 5 of chapter 11 of the General Statutes relative to the taxation of cattle.

**Exemptions.**

On motion of Mr. Rice of Charlemont, —

*Ordered*, That the committee on Taxation consider the expediency of amending or repealing the tenth paragraph of section 5 of chapter 11 of the General Statutes relative to the exemption from taxation of the property of certain persons.

Severally sent up for concurrence.

**Proxies.**

On motion of Mr. Bates of North Brookfield, —

*Ordered*, That the committee on the Judiciary consider

the expediency of providing by law the limitation of the use of proxies given by any stockholder or member of any corporation, or the policy-holder of any life or fire insurance company doing business in this Commonwealth, to the year, or the calendar year, in which said proxies are given, and also requiring that all such proxies shall be signed before a justice of the peace or a notary public.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law, that, in all cases of prosecution under the trustee law, the party bringing suit shall pay the costs thereof. Trustee costs.

On motion of Mr. Ware of Milton, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 22 of chapter 133 of the General Statutes relating to the return of executions. Executions.

On motion of Mr. Bennett of Boston, —

*Ordered*, That the several county treasurers furnish for the information of this House the amount paid by their several counties for fees to attorneys during each year for the last ten years, including the amounts paid to district-attorneys only for services outside of their duties as prosecuting attorney in criminal cases. County treasurers.

*Taken from the Files.*

On motion of Mr. Park of Cambridge, the petition of the Mayor of Cambridge, for an amendment of the city charter to provide for the election of assessors by the city council, was taken from the files of last year, and referred to the committee on the Judiciary. Cambridge charter.

*Introduced on Leave.*

By Mr. Cummings of Fall River, a Bill relating to the employment of children, and regulations respecting them. Read, and referred to the committee on Labor. Children.

By Mr. McCafferty of Worcester, a Bill to authorize the incorporation of Roman-Catholic churches. Read, and referred to the committee on Parishes and Religious Societies. Roman-Catholic churches.

By Mr. Prescott of Boston, a Bill relating to State charitable and reformatory institutions. Read, and referred to the committee on Public Charitable Institutions. Charitable and reformatory institutions.

Severally sent up for concurrence.

Household  
furniture.

By Mr. Leary of Worcester, a Bill concerning the rights of a married woman in household furniture. Read, and referred to the committee on the Judiciary.

*Papers from the Senate.*

Claims on ac-  
count of Tunnel  
and Troy and  
Greenfield  
Railroad.

*Ordered,* In concurrence, that the committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider and report whether any legislation is necessary relative to referring to arbitrators claims against the Commonwealth arising out of the ownership and operation of said railroad and tunnel by the Commonwealth.

Interest.

*Ordered,* In concurrence, that the committee on Mercantile Affairs consider and report upon the subject of limiting by law the rate of interest of money.

Massapoag  
Pond.

An order relative to the rights of the public in Massapoag Pond, taken from the Senate files of last year, was referred in concurrence to the committee on Public Health.

Woman suf-  
frage.

A report of the joint special committee on Constitutional Amendments, asking to be discharged from further consideration of so much of the several petitions relating to Woman Suffrage as do not necessitate amendment of the constitution, and recommending that such special subjects be referred to a joint special committee, to consist of two on the part of the Senate and five on the part of the House, accepted by the Senate, was read, and accepted in concurrence under a suspension of the rule; Messrs. Gardner of Hampden, and Burrage of Suffolk, being appointed on the part of the Senate.

*Laid on the Table.*

Insurance  
policies.

On motion of Mr. Kelley of Cambridge, the report of the committee on Insurance, inexpedient to legislate, on an order relative to forms of insurance policies, was discharged from the orders of the day, and laid on the table.

Interest.

On motion of Mr. McCafferty of Worcester, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent, was discharged from the orders of day, and laid on the table.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Making appropriations for the maintenance of the gov-

ernment for the quarter ending on the thirty-first day of March of the present year; and

In addition to an Act making appropriations for the maintenance of the government during the quarter ending on the thirty-first day of March of the present year; (Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Jennings of Fall River, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the protection of lessees of household furniture.

Household furniture.

By Mr. Brigham of Westborough, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Lexington Savings Bank.

Lexington Savings Bank.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Jennings of Fall River, from the committee on the Judiciary, asking to be discharged from the further consideration of the petition of H. R. Perkins and others, for the enactment of a law regulating mining in this Commonwealth, and recommending its reference to the committee on Mercantile Affairs. Read, accepted under a suspension of the rule, and sent up for concurrence in the reference.

Mining.

By Mr. Russell of Boston, from the same committee, that the Senate Bill to authorize the city of Boston to pay the administrator of the estate of Michael F. Wells, for labor and materials furnished by said Wells to said city while a member of its city council, ought to pass. Placed in the orders of the day for to-morrow for a second reading.

M. F. Wells.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary.

Eye and Ear Infirmary.

By Mr. Shipman of Springfield, from the committee on Printing, on an order, a Resolve providing for the printing of two hundred extra copies of the Report of the Commissioners of Prisons relative to the Reformatory Prison for Women.

Woman's Prison.

Severally read, and referred under the rule to the committee on Finance.

**Attachments.**

By Mr. Fuller of Boston, from the committee on the Judiciary, on an order, a Bill in addition to "An Act concerning attachments."

**Aged Women's Home in Waltham.**

By Mr. Hale of Cambridge, from the same committee, on a petition, a Bill to incorporate the Home for Aged Women in Waltham.

**Public documents.**

By Mr. Horton of Salem, from the committee on Printing, that the Resolve (on leave) relative to the distribution of certain documents ought to pass in a new draft with the same title.

Severally read, and ordered to a second reading.

*Orders of the Day.***Orders of the day.**

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to further legislation in regard to publishing legal notices; and

On an order relative to the trial of causes in the courts of the Commonwealth; and

Leave to withdraw, on the petition for the dissolution of the Eagle Consolidated Mining Company;

Were severally accepted.

The report of the committee on Banks and Banking, inexpedient to legislate, on the report of the receivers of the Sandwich Savings Bank, was accepted, and sent up for concurrence.

Reports of the committee on Banks and Banking, inexpedient to legislate:

On the report of the receivers of the Dorchester Savings Bank; and

On the report of the receivers of the Mechanics' Savings Bank;

Were severally accepted in concurrence.

**Bills:**

To amend chapter 118 of the General Statutes relating to courts of insolvency;

Concerning transfers of stock and bonds in corporations;

Making appropriations for the maintenance of the government during the present year;

For the protection of married women;

In addition to "An Act to establish a free bridge across the Connecticut River between Springfield and Agawam;"

Making appropriations to meet certain charitable and reformatory expenses, and for other purposes;

To extend the charter of the Winnisimmet Railroad Company, with power to alter its present lease, or make a new one;

To supply the town of Middleborough with pure water; and

To amend section 37 of chapter 165 of the General Statutes relating to the violation of sepulture;

Were severally read a second time, and ordered to a third reading.

The Bill to authorize the Middlesex Central Railroad Company to cross certain land of the Commonwealth in the town of Concord was read a third time, and passed to be engrossed in concurrence.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was further considered.

On motion of Mr. Horton of Salem, it was ordered that the debate on the bill be closed at four o'clock to-morrow afternoon, unless a vote be sooner reached.

After debate the yeas and nays were ordered, on request of Mr. Noyes of Boston, on the amendment moved by him, making the salaries of the clerks of the Senate and House \$2,500 each; and, the roll being called, the amendment was rejected by a vote of 74 yeas to 137 nays, as follows:—

## YEAS.

Messrs. Ames, Azel, jun.  
Atkinson, Benjamin F.  
Barnard, Abner.  
Barrett, Richard.  
Bennett, James W.  
Berry, John F.  
Blake, J. Albert.  
Burke, William J.  
Callender, Edward B.  
Clough, Benjamin.  
Coggin, William S.  
Colburn, George F.  
Converse, Elisha S.  
Crowley, Robert E.

Messrs. Cummings, John W.  
Cushing, Matthew H.  
Darby, William F.  
Davis, Joseph W.  
Day, Thomas H.  
Dee, John H.  
Desmond, Cornelius.  
Ferson, Charles H.  
Fitz Gerald, Thomas F.  
Flood, John T.  
Foss, William A.  
Fuller, Henry W.  
Henry, Neil.  
Hines, Francis E.



|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs.</b> Holbrook, Jonathan. | <b>Messrs.</b> Pickman, John J. |
| Hooper, John H.                    | Powers, Henry W.                |
| Ingraham, William H.               | Quigley, James L.               |
| Joyce, John.                       | Reed, William, jun.             |
| Kelley, Joseph J.                  | Rice, Leonard B.                |
| Leary, Frank D.                    | Rich, Stephen.                  |
| Leonard, Marcus.                   | Robinson, Amasa C.              |
| Levy, Samson.                      | Rockwell, Francis W.            |
| Livermore, Rufus.                  | Sanders, William.               |
| Locke, James L.                    | Smyth, William A. S.            |
| Lovell, Andrew.                    | Spillane, Timothy B.            |
| Lowther, George W.                 | Stanley, John.                  |
| Maynard, Elisha B.                 | Thayer, Frederick.              |
| McGlynn, Patrick M.                | Thomas, Edward I.               |
| McMahon, John F.                   | Varnum, Leavitt R. J.           |
| Mooney, Daniel S.                  | Wardwell, Henry.                |
| Morton, Elbridge G., jun.          | Ware, Horace E.                 |
| Murphy, Patrick F.                 | Warren, Orrin.                  |
| Nichols, Joseph J.                 | Wentworth, Charles A.           |
| Norton, John B.                    | Whittemore, Jonathan.           |
| Noyes, Charles J.                  | Wiggin, William H.              |
| O'Connor, Dennis.                  | Willis, George D.               |
| Paddack, Henry.                    | Wiswell, Joseph.                |

## NAYS.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Clark, Wilder P. |
| Aldrich, Charles P.             | Clarke, Henry S.                |
| Barrus, Alvan.                  | Coleman, Lewis.                 |
| Bartlett, Charles R.            | Copeland, Henry.                |
| Bartlett, Joseph F.             | Crocker, Charles T.             |
| Bates, Theodore C.              | Crocker, Elisha, jun.           |
| Beebe, Eleazer S.               | Crosby, Isaac N.                |
| Beeching, Richard.              | Crowell, Edward P.              |
| Bennett, Joseph.                | Crowley, Jeremiah J.            |
| Bigelow, Francis.               | Damon, Samuel R.                |
| Bolles, Matthew.                | Daniels, Elijah B.              |
| Bond, George H.                 | Dickinson, Ethan D.             |
| Brackett, John Q. A.            | Donnell, Elbridge C.            |
| Bradstreet, Dudley.             | Eastabrooks, James E.           |
| Brigham, George O.              | Emery, Levi.                    |
| Brooks, William A.              | Everson, John W.                |
| Brown, Horace.                  | Fish, Isaiah.                   |
| Brown, Luther J.                | Fiske, Alonzo S.                |
| Brown, William H.               | Fowler, Francis E.              |
| Bryan, James H.                 | Gaylord, William M.             |
| Bulloch, Andrew.                | Glines, Jacob T.                |
| Burr, Benjamin F.               | Glover, George D.               |
| Carberry, William H.            | Hale, Edwin B.                  |
| Clark, Joel C.                  | Hall, Eben A.                   |
| Clark, Lyman.                   | Hart, John W.                   |

|                              |                             |
|------------------------------|-----------------------------|
| Messrs. Hartshorn, Calvin L. | Messrs. Proctor, William P. |
| Hastings, Thomas J.          | Pynchon, William.           |
| Hill, Hamilton A.            | Randall, David.             |
| Hollis, Freeman.             | Ranlett, Charles E.         |
| Holmes, Horace M.            | Reed, John D.               |
| Horton, Nathaniel A.         | Reynolds, Samuel M.         |
| Hosmer, Frederick N.         | Rice, George W.             |
| Howes, Thomas P.             | Ricketts, William J.        |
| Hoyt, Richard H.             | Rowe, Amos.                 |
| Humphrey, Robert.            | Russell, Solomon N.         |
| James, John F.               | Russell, Thomas.            |
| Jennings, Andrew J.          | Sampson, George T.          |
| Johnson, Henry A.            | Sargent, Edmund P.          |
| Keough, Thomas L.            | Savery, William.            |
| Kimball, Albert.             | Scott, Augustus E.          |
| Kimball, D. Smith.           | Seeley, Montessor S.        |
| Ladd, Charles R.             | Sheldon, Henry S.           |
| Lawrence, Sumner P.          | Sherburne, John H.          |
| Lawton, James M.             | Smith, Joseph.              |
| Lewis, Bangs A.              | Smith, Maloy J.             |
| Lincoln, Arthur.             | Smith, Rufus.               |
| Lincoln, Elmer.              | Sparrow, James H.           |
| Litchfield, William C.       | Stetson, George F.          |
| Loring, Chauncy.             | Stone, Josiah F.            |
| Lyon, William.               | Stuart, William J.          |
| Magee, James P.              | Sweetser, John.             |
| Marsh, Edwin W.              | Thayer, Edward F.           |
| Mather, Benjamin F., jun.    | Thayer, Tyler.              |
| McGeough, James A.           | Tilden, William S.          |
| Mellen, James H.             | Trussell, Rufus.            |
| Montague, Royal M.           | Tucker, Payson E.           |
| Morse, Leander B.            | Tufts, Arthur W.            |
| Morton, Frank H.             | Van Deusen, Merritt.        |
| Moulton, Jesse.              | Wadlin, Daniel H.           |
| Murray, Joseph.              | Walker, Joseph H.           |
| Nickerson, Richard E.        | Warren, Alonzo.             |
| O'Neil, Joseph H.            | Webber, Alonzo C.           |
| Paige, Lucius R.             | Webster, Abel.              |
| Paine, Samuel C.             | Wilbur, Daniel.             |
| Park, George W.              | Wilde, Joseph D.            |
| Peabody, John W.             | Witherell, William D.       |
| Pinkham, Daniel R.           | Wonson, Charles H.          |
| Pratt, Edwin B.              | Woodbury, George D.         |
| Prescott, Charles J.         |                             |

Yeas, 74 ; nays, 137.

On this question Messrs. Litchman of Marblehead, and Baker of Beverly, who would have voted in the affirmative, announced that they were paired respectively with Messrs. Sowdon and Hyde of Boston.

Mr. Ames of Wakefield then moved to amend in the same section so as to make the salaries of the clerks of the Senate and House \$2,250 each, which was rejected, the House refusing to order the yeas and nays.

It was then voted that the section should stand.

Mr. Cummings of Fall River moved to amend section 8 by making the salaries of the assistant clerks of the Senate and House \$800 instead of \$600, as provided in the bill. On this motion the yeas and nays were ordered, on request of Mr. Leary of Worcester; and, the roll being called, the amendment was adopted by a vote of 102 yeas to 84 nays, as follows:—

## YEAS.

| Messrs.                |  | Messrs.                |  |
|------------------------|--|------------------------|--|
| Adams, Albert S.       |  | Hoar, William M.       |  |
| Ames, Azel, jun.       |  | Hooper, John H.        |  |
| Atkinson, Benjamin F.  |  | Howes, Thomas P.       |  |
| Barrett, Richard.      |  | Ingraham, William H.   |  |
| Bennett, James W.      |  | Jenkins, Edward J.     |  |
| Blake, J. Albert.      |  | Joyce, John.           |  |
| Bradstreet, Dudley.    |  | Kelley, Joseph J.      |  |
| Brooks, William A.     |  | Keough, Thomas L.      |  |
| Bryan, James H.        |  | Kimball, D. Smith.     |  |
| Burke, William J.      |  | Leary, Frank D.        |  |
| Callender, Edward B.   |  | Leonard, Marcus.       |  |
| Carberry, William H.   |  | Lewis, Bangs A.        |  |
| Clough, Benjamin.      |  | Lincoln, Arthur.       |  |
| Colburn, George F.     |  | Lincoln, Elmer.        |  |
| Converse, Elisha S.    |  | Livermore, Rufus.      |  |
| Crowley, Jeremiah J.   |  | Locke, James L.        |  |
| Crowley, Robert E.     |  | Lovell, Andrew.        |  |
| Cummings, John W.      |  | Lowther, George W.     |  |
| Darby, William F.      |  | Lyon, William.         |  |
| Davis, Joseph W.       |  | McCafferty, Matthew J. |  |
| Day, Thomas H.         |  | McGeough, James A.     |  |
| Dee, John H.           |  | McGlynn, Patrick M.    |  |
| Desmond, Cornelius.    |  | McMahon, John F.       |  |
| Donnell, Elbridge C.   |  | Mellen, James H.       |  |
| Emery, Levi.           |  | Mooney, Daniel S.      |  |
| Ferson, Charles H.     |  | Morse, Leander B.      |  |
| Fitz Gerald, Thomas F. |  | Morton, Frank H.       |  |
| Flood, John T.         |  | Murphy, Patrick F.     |  |
| Foss, William A.       |  | Nichols, Joseph J.     |  |
| Fuller, Henry W.       |  | Norton, John B.        |  |
| Graham, James B.       |  | Noyes, Charles J.      |  |
| Henry, Neil.           |  | O'Connor, Dennis.      |  |
| Hill, Hamilton A.      |  | O'Neil, Joseph H.      |  |
| Hines, Francis E.      |  | Osgood, Charles S.     |  |

Messrs. Peabody, John W.  
 Pickman, John J.  
 Powers, Henry W.  
 Prescott, Charles J.  
 Proctor, William P.  
 Quigley, James L.  
 Rich, Stephen.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Rowe, Amos.  
 Russell, Solomon N.  
 Sargent, Edmund P.  
 Scott, Augustus E.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Smyth, William A. S.  
 Spillane, Timothy B.

Messrs. Stanley, John.  
 Stuart, William J.  
 Thayer, Frederick.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Tufts, Arthur W.  
 Varnum, Leavitt R. J.  
 Wadlin, Daniel H.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Wentworth, Charles A.  
 Whitney, Edwin.  
 Wiggin, William H.  
 Wilbur, Daniel.  
 Wiswell, Joseph.

## NAYS.

Messrs. Aldrich, Charles P.  
 Barrus, Alvan.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, Joseph.  
 Berry, John F.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brown, Horace.  
 Brown, Luther J.  
 Brown, William H.  
 Burr, Benjamin F.  
 Clark, Lyman.  
 Clarke, Henry S.  
 Coleman, Lewis.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.  
 Crowell, Edward P.  
 Daniels, Elijah B.  
 Dickinson, Ethan D.  
 Everson, John W.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Gaylord, William M.  
 Glines, Jacob T.

Messrs. Glover, George D.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 James, John F.  
 Jennings, Andrew J.  
 Johnson, Henry A.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Loring, Chauncy.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 Montague, Royal M.  
 Moulton, Jesse.  
 Murray, Joseph.  
 Nickerson, Richard E.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Park, George W.  
 Pinkham, Daniel R.  
 Pratt, Edwin B.

|                           |                           |
|---------------------------|---------------------------|
| Messrs. Pynchon, William. | Messrs. Sparrow, James H. |
| Randall, David.           | Stetson, George F.        |
| Ranlett, Charles E.       | Stone, Josiah F.          |
| Reed, John D.             | Sweetser, John.           |
| Reynolds, Samuel M.       | Thayer, Tyler.            |
| Rice, Leonard B.          | Tilden, William S.        |
| Ricketts, William J.      | Trussell, Rufus.          |
| Russell, Thomas.          | Van Deusen, Merritt.      |
| Sheldon, Henry S.         | Walker, Joseph H.         |
| Smith, Joseph.            | Webber, Alonzo C.         |
| Smith, Maloy J.           | Webster, Abel.            |
| Smith, Rufus.             | Wonson, Charles H.        |

Yeas, 102 ; nays, 84.

The same pairs were announced on this as on the previous vote.

It was then voted that section 3 as amended should stand ; also that section 4 should stand.

Section 5 being taken up for consideration, Mr. Litchman of Marblehead moved to so amend, that the pay of the assistant doorkeepers should be four dollars per day, instead of three dollars and one-half ; and Mr. Thomas of Brookline moved to so amend, that the pay of the postmaster should be five dollars per day, instead of four dollars.

Pending the consideration of these amendments the House at 5.25 adjourned.

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FRIDAY, Jan. 31, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

#### *County Estimates.*

County  
estimates.

A communication was received from the Secretary of the Commonwealth, transmitting estimates of the several counties for taxes the present year. Referred to the committee on County Estimates.

#### *Troy and Greenfield Railroad.*

Troy and  
Greenfield Rail-  
road Company.

A message was received from his Excellency the Governor transmitting a communication from the Attorney-General relative to a proceeding in equity against the Commonwealth, brought by the Troy and Greenfield Railroad Company, for the redemption of the Hoosac Tunnel.

Read, referred to the committee on the Judiciary, and ordered to be printed.

*Discharged from the Orders.*

On motion of Mr. Osgood of Salem, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law so that the poll-tax shall not exceed one dollar, was discharged from the orders of the day. The same gentleman then moved to amend the report by substituting a "Bill to regulate the assessment of poll-taxes;" pending which motion, the report was, on motion of the same gentleman, restored to its place in the orders of the day.

Poll-tax.

*Petitions Presented.*

By Mr. Wadlin of Reading, petition of H. E. Cox and others, for a change in the law, so that woodcock may be shot as early as July 4. Referred to the committee on Agriculture.

Woodcock.

By Mr. Noyes of Boston, petition of John R. Farrell, for payment for certain uniforms for members of the Shaw Guards; and

John R. Farrell.

Petition of the Tucker Manufacturing Company, for payment of their claim against the State for shavings, etc.

Tucker Manufacturing Company.

By Mr. Ladd of Springfield, petition of Patrick Harrington, for arrears of State aid.

Patrick Harrington.

Severally referred to the committee on Claims.

By Mr. Sargent of Methuen, petitions of E. C. Sargent and 40 others, and Charles H. Hill and 8 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Constitutional Amendments.

By Mr. Litchman of Marblehead, petitions of Thomas Glidden and others, and F. W. and I. M. Munroe and 348 others of Marblehead, — severally for legislation regulating contracts for convict-labor.

Convict-labor.

Severally referred to the committee on Labor.

By Mr. Paine of Oxford, petition of S. M. Proutz and others; by Mr. Montague of Hadley, petition of H. C. Smith and others; by Mr. Stuart of Hyde Park, petition of M. E. Davis and 378 others, — severally for a prohibitory law.

Liquor Law.

Severally referred to the committee on the Liquor Law.

Edgartown. By Mr. Stanley of Attleborough, petitions of O. M. Draper and 60 others, and John M. Pierce and others, — severally for a division of the town of Edgartown.

Ibid. By Mr. Clough of Tisbury, remonstrances of Caroline E. Cranford and others, and Nathaniel M. Jernegan and others, — severally against a division of the town of Edgartown.

Severally referred to the committee on Towns.

Severally sent up for concurrence.

### *Orders.*

Savings banks. On motion of Mr. Brigham of Westborough, —  
*Ordered*, That the committee on Banks and Banking consider the expediency of so amending section 9, chapter 208, of the Acts of the year 1876, as to allow savings banks to make investments in municipal securities of towns in New-England States.

Collection of taxes. On motion of Mr. Hastings of Worcester, —  
*Ordered*, That the committee on Taxation consider the expediency of amending chapter 266 of the Acts of the year 1878 relative to the collection of taxes, by striking from the fourteenth section the words, "section 11 of this Act," and inserting instead thereof the words, "section 13 of chapter 266 of the Acts of the year 1878."

Severally sent up for concurrence.

Lunatic-asylums. On motion of Mr. Smyth of Worcester, —  
*Ordered*, That the committee on the Judiciary consider the expediency of so amending the laws of the Commonwealth as to prevent the unjust or improper committal of persons to lunatic-asylums, and their retention therein.

Sales of lands encumbered. On motion of Mr. Maynard of Springfield, —  
*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary to provide for and permit sales of land encumbered with charges, conditions, or other encumbrances.

### *Papers from the Senate.*

Clapp and Ballou. *Ordered*, In concurrence, that the committee on Harbors consider the expediency of further legislation in relation to the claim of Clapp and Ballou against the Commonwealth.

Stamp on goods manufactured. *Ordered*, In concurrence, that the committee on Manufactures consider the expediency of requiring certain kinds of manufactured goods to bear a stamp designating the material used in the manufacture of the same.

*Ordered*, In concurrence, that the committee on Mercantile Affairs consider and report what legislation is necessary or expedient to protect the interests of purchasers in cases of sale of personal property, on condition that the title of such property shall not pass to the purchaser until the whole of the purchase-money is paid.

Conditional sales of personal property.

*Ordered*, In concurrence, that the committee on Street Railways consider the expediency of legislation relative to the passage of heavy teams or carriages through the streets of the city of Boston, in connection with the petition of the mayor of the said city for further regulation of horse-car travel in said city.

Heavy teams in Boston streets.

**Reports :**

Of the committee on Banks and Banking, inexpedient to legislate on the report of the receivers of the West-Boston Savings Bank; and

West-Boston Savings Bank.

Of the committee on Constitutional Amendments, that it is inexpedient to take action on an order relative to inquiring into the practical working of chapter 346 of the laws of 1869 admitting women to vote in religious societies and parish affairs;

Voting of women in parish affairs.

Severally accepted by the Senate, were severally read, and placed in the orders of the day for Monday.

A Bill to authorize the trustees of the Delta Psi Society of Williams College to hold meetings in the city of New York, being a new draft of a House bill with a similar title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Delta Psi Society.

The following papers were referred in concurrence, —

The annual report of the Commissioners of the Massachusetts School Fund. To the committee on Education.

Massachusetts School Fund.

Petition of A. T. Wilkinson and others of Milford, for the abolition of the "poll-tax" as a qualification for voting; also praying for a law requiring a registry tax to be paid before voting. To the committee on Constitutional Amendments.

Poll-tax.

Petition of A. G. Potter and others, that the office of clerk of district courts in Berkshire County may be abolished. To the committee on Retrenchment.

Clerk of district courts in Berkshire.

Petition of E. P. Carpenter and others, for the formation of a water district in the town of Foxborough. To the committee on Public Health.

Foxborough water district.

Petition of A. F. Emery and others of Watertown, to have a portion of said town set off to the city of Newton. To the committee on Towns.

Watertown and Newton.



*Bills Enacted.***Bills enacted.**

Engrossed bills :

Making appropriations for the compensation of the members of the Legislature, for the compensation of officers thereof, and for other purposes (which originated in the House); and

To change the name of the Litchfield Shuttle Company of Southbridge; and

To amend chapter 14 of the General Statutes relating to the duties of the Attorney-General;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.***Costs in trustee suits.**

By Mr. Fuller of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to costs in suits prosecuted under the trustee law.

**Partnership property.**

By Mr. Maynard of Springfield, from the same committee, inexpedient to legislate, on an order relative to the fraudulent appropriation of partnership property, after dissolution, by persons formerly members thereof.

**Warrants of arrest.**

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to empowering trial justices, and justices of police, district, and municipal courts, to order process of summons to be served in certain cases, instead of issuing warrants of arrest.

**Tenth Hampden District.**

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw:

On the petition of Edwin R. Van Deusen for the seat, as representative for the Tenth Hampden District, now held by James H. Bryan; and

**Fourteenth Suffolk District.**

By the same gentleman, on the report of the same committee, on petition of Horace L. Bowker for the seat, as representative for the Fourteenth Suffolk District, which was re-committed, with instructions to count the votes, that the recount shows that the sitting member, Mr. Bond, received a plurality of the votes, and that the petitioner have leave to withdraw; also the following:

*Resolution* concerning the seat of representatives from Fourteenth Suffolk District:

*Resolved*, That whereas it appears that at the election for two representatives, held in the Fourteenth Suffolk District on the fifth day of November, A.D. 1878, Charles J. Noyes and George H. Bond received the highest num-

ber of votes, it is hereby declared that said Charles J. Noyes and George H. Bond were duly elected, and are entitled to the seats now occupied by them in this House.

By Mr. Pratt of Quincy, from the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Mercantile Savings Institution.

Mercantile Sav-  
ings Institution.

Severally read, and placed in the orders of the day for Monday.

By Mr. Ware of Milton, from the committee on the Judiciary, that the Bill on (leave) to amend chapter 136 of the Acts of the year 1865 relating to service of summons in suits against certain corporations, ought to pass in a new draft with the same title.

Summons in  
suits.

By Mr. Hale of Cambridge, from the same committee, on a petition, a Bill to amend chapter 165 of the General Statutes relating to injuring memorials of the dead.

Memorials of  
the dead.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, on an order dated Jan. 9, a Bill in addition to "An Act in relation to savings banks and institutions for savings."

Savings banks.

By Mr. Thayer of Boston, from the committee on Military Affairs, that the Bill (on leave) authorizing the town of Wilmington to pay bounties to soldiers who served as part of the quota of said town in the recent war, ought to pass in a new draft with the following title: "Bill to authorize the town of Wilmington to pay a certain bounty to John H. Simpson and George H. Baird, for service in the late war as part of the quota of said town."

Wilmington.

By Mr. Osgood of Salem, from the committee on Railroads, on several petitions, a Bill to authorize the Boston and Lowell Railroad Corporation to purchase the Lowell and Lawrence Railroad and the Salem and Lowell Railroad, and for other purposes.

Boston and  
Lowell, Lowell  
and Lawrence,  
and Salem and  
Lowell Rail-  
roads.

By Mr. Clark of Petersham, from the committee on Parishes and Religious Societies, on a petition, a Bill to unite the First Congregational Society in South Hadley Falls and the South Religious Society in South Hadley.

Religious socie-  
ties in South  
Hadley.

Severally read, and ordered to a second reading.

By Mr. Fuller of Boston, from the committee on the Judiciary, asking to be discharged from the further consid-  
eration of the order relative to the limitation of the time in which the proxy of the stockholders of any corporation, or the policy-holder of any life or fire insurance company, doing business in this Commonwealth, shall be valid, and recommending its reference to the committee on Insurance.

Proxies.

Read, accepted under a suspension of the rule, and sent up for concurrence in the reference.

State Reform  
School.

By Mr. Loring of Barre, from the committee on Public Charitable Institutions, on the Thirty-second Annual Report of the Trustees of the State Reform School at Westborough, a Resolve in favor of the State Reform School at Westborough. Read, and referred under the rule to the committee on Finance.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to lessees of household furniture, was accepted.

The report of the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Lexington Savings Bank, was accepted, and sent up for concurrence.

**Bills:**

To amend section 8 of chapter 97 of the General Statutes in relation to the payment of debts by executors and administrators;

In addition to "An Act concerning attachments; "

To incorporate the Home for Aged Women in Waltham; and

To authorize the city of Boston to pay the administrator of the estate of Michael F. Wells for labor and materials furnished by said Wells to said city while a member of its city council; and a

Resolve relative to the distribution of certain documents;

Were severally read, and ordered to a third reading.

**Bills:**

Making additional appropriations for certain expenditures authorized in the year 1878;

Concerning transfers of stock and bonds in corporations;

Making appropriations for the maintenance of the government during the present year; and

In addition to "An Act to establish a free bridge across the Connecticut River between Springfield and Agawam; "

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To extend the charter of the Winnisimmet Railroad

Company, with power to alter its present lease, or make a new one ;

To supply the town of Middleborough with pure water ;  
and

To amend section 37 of chapter 165 of the General Statutes relating to the violation of sepulture ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was further considered.

By general consent Mr. Litchman of Marblehead was allowed to modify the pending amendment moved by him, so as to substitute a new section for section 5 of the bill, providing that the pay of the doorkeepers, assistant doorkeepers, and postmaster, should be four dollars for each day's service.

Mr. Callender of Boston moved to amend section 6 so that the pay of the messengers should be four dollars for each day's service.

Mr. Leary of Worcester moved to amend section 7 by striking out the word "actual," so that the pay of the pages should be "two dollars for each day's service."

Mr. Prescott of Boston moved to amend section 8, so that the pay of the chaplains should be three hundred dollars instead of two hundred dollars.

Mr. Rowe of Rockport moved to amend section 9, so that the compensation of the preacher of the election-sermon should be fifty dollars instead of one hundred dollars. Mr. Robinson of Lynn moved to make the sum twenty-five dollars.

Mr. Walker of Worcester requested that the yeas and nays might be ordered on each of the pending amendments ; but, only four members voting therefor, they were not ordered.

At four o'clock, in accordance with the previous vote of the House, debate was closed, and the question was taken on each of the above amendments, all of which were adopted, except those moved by Mr. Prescott of Boston, and Mr. Robinson of Lynn.

A point of order. On the amendment moved to section 9, the bill providing that the compensation of the preacher of the election-sermon should be one hundred dollars, and the amendments respectively providing that the sum be fifty dollars and twenty-five dollars, the Chair stated that he would consider the question as one of filling a blank, and would first put the question on the largest sum, as required by Rule 90. Mr. Litchman of Marblehead raised the point of order that the question must first be taken on the largest sum moved as an amendment; but the Speaker ruled that the point was not well taken. Mr. Fitz Gerald of Boston appealed from the decision of the Chair, upon which the Speaker said, —

In all cases where the American practice varies from the English, or the modern from the ancient, I have endeavored and shall endeavor, unless the House in its wisdom otherwise admonishes me, to follow the former. There is a conflict in relation to the matter upon which I have just ruled; and the gentleman from Boston who has appealed to the House might find precedents in early English cases which would tend to sustain the position he has so ably taken. But the practice in this country in regard to such amendments is well settled, and has been followed by my immediate predecessors in this chair. It is briefly but clearly stated in Warrington's Manual, and it is this, "that, in case of amendments offered in respect to sums or times named in a bill or resolve, the better practice is to proceed upon the assumption that a blank is to be filled." In regard to the order of stating a question upon the different sums or times suggested by the bill or resolve, and the amendments proposed, the House rule already cited is conclusive, and the general practice in deliberative assemblies in this Commonwealth is well settled in accordance with our rules.

Thereupon Mr. Fitz Gerald withdrew his appeal.

The bill was then ordered to a third reading, as amended.

#### *Resolutions of Respect.*

James Long.

On motion of Mr. Brackett of Boston, the orders of the day were laid on the table, and Mr. Nickerson of Somerville, from the committee appointed to attend the funeral of the late James Long of Somerville, a member of the House, and to report resolutions in honor of the deceased, reported that the committee had attended to the duty, and presented the following, which were unanimously adopted

by a rising vote, after remarks by Messrs. Kelley of Cambridge, and Noyes of Boston,—

*Resolutions on the Death of James Long of Somerville.*

*Resolved*, That the House of Representatives expresses its deep and heartfelt sorrow occasioned by the death of JAMES LONG, a member of this House from the Fifth Middlesex Representative District, who as a citizen obtained and retained the friendship and good will of all who enjoyed the pleasure of his acquaintance, and who, as a public servant in the many positions of honor that it pleased his fellow-citizens to place him, displayed quick perceptions, conscientious desire for the right, and indefatigable industry in the performance of every duty.

*Resolved*, That judging by his unassuming manners, and evident interest in the affairs of the Commonwealth, his large experience in public affairs in other places, and the practical knowledge possessed by him appertaining to many important matters likely to present themselves at the present session of the Legislature, we cannot but attest our firm belief, that, in his death, the State has lost a good servant, and the members of this body a reliable adviser and guide.

*Resolved*, That a copy of these resolutions be forwarded to the family of our late associate as a slight token of our deep sympathy with them in their great bereavement.

Without again taking up the orders of the day, the House at 4.30 adjourned.

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MONDAY, Feb. 3, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dunham, Chaplain of the Senate.

*Returns from Certain Officers.*

A communication was received from the Secretary of State, transmitting statements under oath by the district-attorneys, assistant district-attorneys, sheriffs, deputy-sheriffs, clerks of court, assistant clerks of court, and all other officers of all courts, registers of deeds, registers of probate and insolvency, masters in chancery, commissioners of insolvency, and bail commissioners of all salaries, fees, perquisites, and receipts of every name and kind received

Returns from  
certain officers.

by them in the year 1878, and the disposition thereof. Referred to the committee on Retrenchment, and sent up for concurrence.

*Petitions Presented.*

- E. A. Mills. By Mr. Nichols of Lawrence, petition of Emma A. Mills, for State aid.
- C. L. Chick. By Mr. Reed of Taunton, petition of Christiana L. Chick, for State aid.
- J. Melvin. By Mr. Barrett of Concord, petition of James Melvin, for State aid.
- M. H. Torrey. By Mr. Hollis of Weymouth, petition of Mary H. Torrey, for State aid.  
Severally referred to the committee on Claims.
- Woman suffrage. By Mr. Darby, of North Adams, petition of Clara M. Barlow and 7 others, for woman suffrage. Referred to the committee on Woman Suffrage.
- Voting of women for school committees. By Mr. Russell of Boston, petitions of Mrs. Thomas Talbot and others, Stephen Barker and others, Nathaniel T. Allen and others, John M. Forbes and others, Jonathan A. Lane and 497 others, Mrs. B. B. Elwell and 81 others, Mrs. C. B. Richmond and others; by Mr. Stetson of Hanson, petitions of Thomas Glass and others, Horatio C. Sampson and others; by Mr. Howes of Dennis, petitions of Rebecca W. Howes and others, and Emma G. Crowell and others; by Mr. Hooper of Medford, petition of N. P. Hallowell and others; by Mr. Marsh of Quincy, petition of W. R. Brown and others; by Mr. Hale of Cambridge, petition of Francis J. Child and 67 others; by Mr. Rockwell of Pittsfield, petition of Sophia W. Howard and 20 others; by Mr. Callender of Boston, petition of Mary A. Carlton and 84 others; by Mr. Darling of Mendon, petition of Mary Packard and others; by Mr. Barrett of Concord, petition of Elizabeth P. Peabody and 31 others; by Mr. Beeching of Boston, petition of Mrs. J. W. Smith and others; by Mr. Tilden of Medfield, petition of Diana P. Washburn and others; by Mr. Thomas of Brookline, petition of Charles K. Whipple and 19 others; by Mr. Ingraham of Watertown, petition of Edward Whitney and others; by Mr. Monroe of Brockton, petition of Arabel Ames and others; by Mr. Seeley of Woburn, petition of B. E. Bond and 21 others; and, by Mr. Brooks of Haverhill, petition of W. H. Spencer and others,—severally for a law allowing women to vote for school committees.  
Severally referred to the committee on Education.

By Mr. James of Essex, petition of the selectmen of Essex, for the protection of the fisheries on Mill River and its tributaries. Mill River.

By Mr. Lovell of Barnstable, petition of Moses Sturges and others, for legislation for the protection of the fisheries in Centreville River. Centreville River.

Severally referred to the committee on the Fisheries.

By Mr. Callender of Boston, petition of the Fall River, Warren, and Providence Railroad, for the construction of a bridge over Cole's River and Lee's River. Referred to the committee on Harbors. Fall-River, Warren, and Providence Railroad.

By Mr. Jennings of Fall River, petition of S. D. Howland and others, relative to the incorporation of the Fall River Insurance Brigade. Referred to the committee on Insurance. Fall-River Insurance Brigade.

By Mr. Hoar of Lowell, petition of the School Committee of Lowell, for amendment of the law relating to the employment of children, and regulations respecting them. Referred to the committee on Labor. Children.

By Mr. Proctor of Marblehead, petition of Frederick Robinson and 2,107 others, that the Legislature will instruct our senators, and request our representatives in Congress, to take from the national banks their currency, and substitute therefor a full legal-tender currency of the nation. Referred to the committee on Federal Relations. Greenbacks.

By Mr. Clough of Tisbury, petitions of Rev. H. S. Smith and others, and of Rev. A. B. Bessey and others; by Mr. Hooper of Medford, petition of Galen James and 84 others; by Mr. Wardwell of Peabody, petition of V. M. Simons and 240 others; by Mr. Seeley of Woburn, petition of Edward Mills and 166 others; by Mr. Witherell of Norton, petition of D. W. Dean and 34 others; by Mr. Hale of Cambridge, petition of Augusta L. Balch and 765 others; by Mr. Baker of Beverly, petition of F. W. Choate and others; by Mr. Thayer of Blackstone, petition of William H. Cobb and others; by Mr. Wadlin of Reading, petition of Charles Messer and 446 others; by Mr. Holbrook of Sherborn, petition of Mrs. D. K. Stetson and others; and, by Mr. Clark of Winchendon, petition of Mrs. C. O. Lamb and 230 others, — severally for a prohibitory liquor law. Liquor Law.

Severally referred to the committee on the Liquor Law.

By Mr. Sherburne of Boston, petition of the New-England Guard of Boston, for an amendment of its charter. New-England Guard.



- Musicians.** By Mr. Locke of Boston, petition of Alonzo Bond and others, for legislation providing that only Massachusetts musicians shall accompany Massachusetts militia.
- Brockton.** By Mr. Monroe of Brockton, petition of the selectmen of Brockton, for re-imbursement for money paid for rent of armory.  
Severally referred to the committee on Military Affairs.
- J. K. Lunt.** By Mr. Foss of Boston, petition of Jacob K. Lunt, for a hearing in regard to his removal from the office of branch pilot. Referred to the committee on Mercantile Affairs.
- Children in almshouses.** By Mr. Ladd of Springfield, petition of the Hampden-county Children's Aid Association, for legislation relative to the commitment or retention of children in town almshouses. Referred to the committee on Public Charitable Institutions.
- Fitchburg Railroad.** By Mr. Osgood of Salem, petition of the Fitchburg Railroad Company, for leave to cross certain lands of the Commonwealth at Concord. Referred to committee on Railroads.
- Medford — bridge.** By Mr. Hooper of Medford, petition of John Ayres and others, for the repeal of chapter 130 of the Acts of the year 1873, authorizing the town of Medford to build a bridge across Mystic River. Referred to the committee on Roads and Bridges.
- Edgartown.** By Mr. Stanley of Attleborough, petition of John F. Godfrey and others; by Mr. Sanders of New Bedford, petition of Israel F. Parsons and 40 others; by Mr. Lawton of New Bedford, petition of J. Buckminster and others; and, by Mr. Clough of Tisbury, petition of Z. L. Adams, — severally for a division of the town of Edgartown.
- Ibid.** By Mr. Clough of Tisbury, remonstrances of William H. Munroe and others, shareholders in the Vineyard-Grove Company, George W. Pease and others, and of G. N. Collins and others, shareholders in the Oak-Bluffs Company, — severally against a division of the town of Edgartown.  
Severally referred to the committee on Towns.
- New Bedford charter.** Severally sent up for concurrence.  
By Mr. Lawton of New Bedford, petition of Daniel Homer and others, that the charter of the city of New Bedford may not be altered so as to increase the salary of the mayor.
- Lowell.** By Mr. Varnum of Lowell, petition of the city of Lowell, for an amendment of its charter.

By Mr. Thomas of Brookline, petition of the trustees of the Sigma Phi Society, for an amendment of its charter. Sigma Phi Society.

By Mr. Bryan of Westfield, petition of M. B. Whitney and others, for authority to take lands, for dike and other purposes, to prevent an overflow of Westfield River. Westfield River.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Damon of Lancaster, —

*Ordered,* That the committee on Agriculture consider the expediency of offering a State bounty on beet-sugar manufactured in this State from beets raised in this State. Beet-sugar.

On motion of Mr. Witherell of Norton, —

*Ordered,* That the committee on Agriculture consider the expediency of amending chapter 250 of the Acts of the year 1869, entitled, "An Act in addition to an act concerning dogs." Dogs.

On motion of Mr. Callender of Boston, —

*Ordered,* That the committee on Federal Relations consider the expediency of memorializing Congress for the passage of an act prohibiting the active interference of Federal officials in state and municipal elections, and other elections not national. Federal interference in State elections.

On motion of Mr. Jennings of Fall River, —

*Ordered,* That the committee on the Fisheries consider the expediency of providing by law for the better protection of the shad and alewife fisheries in Taunton River. Taunton River.

On motion of the same gentleman, —

*Ordered,* That the committee on the Fisheries consider the expediency of providing by law for the better protection of bass and other fisheries in Westport River. Westport River.

On motion of Mr. Baker of Beverly, —

*Ordered,* That the committee on the Fisheries consider whether any legislation is necessary to protect the rights of owners of private or artificial ponds. Private ponds.

On motion of Mr. Noyes of Boston, —

*Ordered,* That the committee on Insurance consider the expediency of providing by law that foreign insurance companies doing business in this State other than fire and marine, and life and accident, shall be limited to one class of insurance. Insurance.

On motion of Mr. Callender of Boston, —

*Ordered,* That the committee on the Liquor Law con- License law.

sider whether any further legislation is necessary to secure the prompt conviction of offenders against the present license law.

On motion of Mr. Mellen of Worcester, —

Religious instruction in prisons.

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of amending chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons, so that the provisions of said Act shall apply to the charitable and reformatory institutions of the State.

On motion of Mr. Noyes of Boston, —

Sewerage.

*Ordered*, That the committee on Public Health consider whether any further legislation is necessary in relation to the construction and maintenance of proper drainage and sewerage in towns and cities.

On motion of Mr. Brown of Salem, —

Property exempt from taxation.

*Ordered*, That the committee on Taxation consider the expediency of providing by law, that, whenever any portion of property now exempt from taxation is used as a source of revenue or for profit, such portion shall be taxed.

Severally sent up for concurrence.

On motion of Mr. Callender of Boston, —

Probate accounts.

*Ordered*, That the committee on Probate and Chancery consider whether any further legislation is necessary as regards the allowance of accounts in the probate courts and the finality of the same.

On motion of Mr. Baker of Beverly, —

Railroad Commissioners.

*Ordered*, That the committee on Railroads, on the part of the House, summon before them the clerk of the Railroad Commissioners with his records, and examine how far he has kept a full and faithful record as required by law, and why such records "do not admit of a specific response to the terms of the order of the House," to which he replied on the 29th ult.

On motion of Mr. Thomas of Brookline, —

Sewers and drains.

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 48 of the General Statutes relating to sewers and drains.

On motion of Mr. Prescott of Boston, —

Felony.

*Ordered*, That the committee on the Judiciary consider the expediency of making it felony for a person convicted of larceny, burglary, robbery, or of like offences, to retain possession of property obtained by such crime after demand for the same has been made by the owner thereof.

On motion of Mr. Russell of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 32 of chapter 161 of the General Statutes, so that the State shall not be liable for any sum hereafter awarded to a prosecutor as a recompense, upon the conviction of a person guilty of the crimes specified in said section. Rewards.

On motion of Mr. Hines of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 338 of the Acts of the year 1870, for the protection of the property of common victuallers. Common victuallers.

On motion of Mr. Bennett of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the laws, that evidence of fraudulent and illegal acts of jurors which enter into verdicts in the superior and supreme judicial courts may be considered by the Court in hearing motions for new trials. Illegal acts of jurors.

On motion of Mr. Brown of Salem,—

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law for the payment of costs in suits for malpractice. Costs for malpractice.

On motion of Mr. McGeough of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 337 of the Acts of the year 1870, establishing the Street Commission for the city of Boston, and all other acts and parts of acts giving power and authority to said commission. Boston Street Commission.

On motion of Mr. Scott of Lexington,—

*Ordered*, That the committee on the Judiciary consider the expediency of a law for the prevention of trap-shooting, or the shooting of birds or animals for amusement. Trap-shooting.

On motion of Mr. Walker of Worcester,—

*Ordered*, That the committee on the Judiciary consider the expediency of requiring by law all clerks of courts to report to the Secretary of State the names of all persons giving bonds in all criminal cases of appeal from the courts of which they are an officer, the amount of the bonds and the date thereof, and the names and residences of the bondsmen of each, and the disposition of each case; also the sums collected from the bondsmen in each case of default; and that all clerks report the names of all persons appealing to the court of which they are an officer, the Bonds in criminal cases.

amount of their bonds, and the names and residences of the sureties, and the amount collected in each case of default.

On motion of Mr. Noyes of Boston, —

Church lotteries.

*Ordered*, That the committee on the Judiciary consider the expediency of providing that any church setting up and promoting a lottery shall lose its right to exemption from taxation.

*Papers from the Senate.*

Advertising  
tax-sales.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of amending the General Statutes so that collectors of taxes shall be compelled to advertise sales of real estate for non-payment of taxes and assessments, in some newspaper printed in the towns or cities where such real estate may be situated, if any newspaper is printed in such towns or cities.

Certain courts.

*Ordered*, In concurrence, that the committee on Retrenchment consider the expediency of abolishing certain police, municipal, and district courts in this Commonwealth, with a view to retrenchment and reform.

St. Paul's  
Church.

A Bill prohibiting interments under St. Paul's Church in Boston, and for other purposes, being a new draft of a House bill with the same title, came down passed to be engrossed by the Senate. It was read, and referred to the committee on the Judiciary.

Shell-fish.

A Bill to amend chapter 83 of the General Statutes, and for preventing the destruction of oysters and other shell-fish, introduced on leave in the Senate, was read, and referred in concurrence to the committee on the Fisheries.

Papers were referred in concurrence, as follows:

Belchertown  
and Palmer.

Petition of Lucius Smith and others of Belchertown, that a part of said town may be annexed to the town of Palmer. To the committee on Towns.

Boston —  
abatement of  
nuisance.

Petition of the Mayor of Boston, for the payment to said city of a sum of money expended in filling lands belonging to the Commonwealth for the abatement of a nuisance. To the committee on Claims.

Board of State  
Charities.

Annual Report of the Board of State Charities. To the committee on Public Charitable Institutions.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

In addition to "An Act relating to the attorney, in this

Commonwealth, of insurance companies of other states and countries ;”

To annex a part of the town of Andover to the city of Lawrence ;

To annex a part of the town of North Andover to the city of Lawrence ;

To amend chapter 61 of the Acts of the year 1874, entitled “An Act to incorporate the Boston Protective Department ;”

(Which severally originated in the House of Representatives) ; and

To authorize the Middlesex Central Railroad Company to cross certain land of the Commonwealth in the town of Concord (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Horton of Salem, the Bill (on leave) to amend chapter 40 of the General Statutes relating to school registers and returns, was taken from the table, and it was then rejected, as recommended by the committee on Education. School registers.

On motion of Mr. Brackett of Boston, the Annual Report of the State Inspector of Gas and Gas-Meters was taken from the table, and referred to the committee on Mercantile Affairs. Sent up for concurrence. Gas and gas-meters.

*Introduced on Leave.*

By Mr. Thayer of Blackstone, a Bill relative to high schools in towns. Read, and referred to committee on Education. High schools.

By Mr. Brown of Salem, a Bill to amend section 60 of chapter 88 of the General Statutes concerning dogs. Read, and referred to committee on Agriculture. Dogs.

By Mr. Brackett of Boston, a Bill to incorporate the New-England Furniture Exchange. Read, and referred to committee on Mercantile Affairs. New-England Furniture Exchange.

By Mr. Emery of Lawrence, a Bill in relation to the interest upon taxes. Read, and referred to committee on Taxation. Interest on taxes.

Severally sent up for concurrence.

New Bedford.

By Mr. Sanders of New Bedford, a Bill to amend the charter of the city of New Bedford. Read, and referred to committee on the Judiciary.

Widow of  
James Long.

By Mr. Osgood of Salem, a Resolve in favor of the widow of James Long. On motion of the same gentleman the rules were suspended, the resolve took its several readings, was passed to be engrossed, and sent up for concurrence.

*Reports of Committees.*

Executions.

By Mr. Fuller of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation concerning the return of executions.

Sixteenth Suffolk District.

By Mr. Sherburne of Boston, from the committee on Elections, leave to withdraw, on the petition of George E. Filkins, for the seat as representative for the Sixteenth Suffolk District.

Severally read, and placed in the orders of the day for to-morrow.

Delta Psi Society of Williams College.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the Senate Bill to authorize the trustees of the Delta Psi Society of Williams College to hold meetings in the city of New York, ought to pass.

Eye and Ear Infirmary.

By Mr. Ladd of Springfield, from the committee on Finance, that the Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary ought to pass.

Woman's Prison.

By Mr. Livermore of Orange, from the same committee, that the Resolve providing for the printing of two hundred extra copies of the Report of the Commissioners of Prisons relative to the Reformatory Prison for Women, ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

Suffolk-county marriages.

By Mr. Fuller of Boston, from the committee on the Judiciary, on an order, a Resolve relating to the transfer of certain records of marriages for the county of Suffolk from 1716 to 1731. Read, and ordered to a second reading.

Troy and Greenfield Railroad Company.

By Mr. Russell of Boston, from the same committee, on the communication from the Attorney-General, a Resolve directing the Attorney-General to protect the interests of the Commonwealth in the suit brought by the Troy and Greenfield Railroad Company. Read, and, under suspension of the rules, read a second and third time, passed to be engrossed, and sent up for concurrence.

*Orders of the Day.*

Reports of the committee on the Judiciary, inexpedient to legislate, severally on orders : Orders of the day.

Relative to process of summons to be served in certain cases, instead of issuing warrants of arrest ;

Relative to costs under the trustee law ; and

Relative to fraudulent appropriation of partnership property ;

Were severally accepted.

The report of the committee on Elections, leave to withdraw, on the petition of Edwin R. Van Deusen, for the seat as representative for the Tenth Hampden District, was accepted.

The report of the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Mercantile Savings Institution, was accepted, and sent up for concurrence.

A similar report of the same committee, on the report of the receivers of the West-Boston Savings Bank, was accepted in concurrence.

The report of the committee on Constitutional Amendments, that it is inexpedient to take action on an order relative to the practical working of the laws admitting women to vote in religious societies and parish affairs, was accepted in concurrence.

**Bills :**

To unite the First Congregational Society in South Hadley Falls and the South Religious Society in South Hadley ;

To authorize the town of Wilmington to pay a certain bounty to John H. Simpson and George H. Baird, for service in the late war as part of the quota of said town ;

To amend chapter 165 of the General Statutes relating to injuring memorials of the dead ;

To authorize the Boston and Lowell Railroad Corporation to purchase the Lowell and Lawrence Railroad and the Salem and Lowell Railroad, and for other purposes ; and

To amend chapter 136 of the Acts of the year 1865 relating to service of summons in suits against certain corporations ;

Were severally read, and ordered to a third reading.



**Bills:**

To amend chapter 97 of the General Statutes in relation to the payment of debts by executors and administrators; In addition to "An Act concerning attachments;" and To incorporate the Home for Aged Women in Waltham; and a

Resolve relative to the distribution of certain documents;

Were severally read, passed to be engrossed, and sent up for concurrence.

The Bill to authorize the city of Boston to pay the administrator of the estate of Michael F. Wells for labor and materials furnished by said Wells to said city while a member of its city council, was read a third time, and passed to be engrossed in concurrence.

The Bill to establish the salary of the Governor, and to fix the compensation of the Lieutenant-Governor and Council, and employés of the executive department, was read a second time, and considered.

Mr. Noyes of Boston moved to amend in the first section by striking out "four," and inserting "five," so as to make the Governor's salary \$5,000.

Mr. Fuller of Boston moved to amend in the fourth section, so as to make the pay of the private secretary of the Governor \$2,000; and Mr. Hastings of Worcester moved a further amendment, making the pay of the private secretary \$1,500.

Mr. Rockwell of Pittsfield moved to amend in the same section, so as to make the pay of the messenger in the executive department \$900, instead of \$800.

Mr. Lowther of Boston moved to amend in the same section, so as to make the pay of the assistant messenger \$700, instead of \$600.

Mr. Noyes of Boston also moved to amend the sixth section by striking out the clause providing that the act should not take effect as to the Governor's salary until the commencement of the next political year.

On motion of Mr. Ranlett of Newton, it was voted that the debate close at ten minutes past five o'clock, unless a vote be sooner reached.

And, that hour having arrived, debate was closed, and the question was first taken on the first amendment moved by Mr. Noyes; and, the roll being called on request of Mr. Brackett of Boston, the amendment was rejected by a vote of 29 yeas to 117 nays, as follows:—

YEAS.

|                          |                          |
|--------------------------|--------------------------|
| Messrs. Ames, Azel, jun. | Messrs. McMahon, John F. |
| Atkinson, Benjamin F.    | Nickerson, Richard E.    |
| Callender, Edward B.     | Noyes, Charles J.        |
| Donnell, Elbridge C.     | O'Connor, Dennis.        |
| Foss, William A.         | Powers, Henry W.         |
| Fuller, Henry W.         | Reed, John D.            |
| Hoar, William M.         | Rockwell, Francis W.     |
| Howes, Thomas P.         | Russell, Solomon N.      |
| Jennings, Andrew J.      | Stuart, William J.       |
| Johnson, Henry A.        | Thayer, Tyler.           |
| Leonard, Marcus.         | Thomas, Edward I.        |
| Lewis, Bangs A.          | Tucker, Payson E.        |
| Locke, James L.          | Ware, Horace E.          |
| Lovell, Andrew.          | Wiswell, Joseph.         |
| McGlynn, Patrick M.      |                          |

NAYS.

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Dickinson, Ethan D. |
| Baker, John I.              | Emery, Levi.                |
| Barrett, Richard.           | Ferson, Charles H.          |
| Barrus, Alvan.              | Fish, Isaiah.               |
| Bartlett, Joseph F.         | Fiske, Alonzo S.            |
| Bates, Theodore C.          | Flood, John T.              |
| Beebe, Eleazer S.           | Fowler, Francis E.          |
| Bigelow, Francis.           | Frye, Newton P.             |
| Bolles, Matthew.            | Glover, George D.           |
| Bond, George H.             | Graham, James B.            |
| Brackett, John Q. A.        | Hale, Edwin B.              |
| Bradstreet, Dudley.         | Hall, Eben A.               |
| Brown, Horace.              | Hart, John W.               |
| Brown, Luther J.            | Hartshorn, Calvin L.        |
| Brown, William H.           | Hill, Hamilton A.           |
| Bryan, James H.             | Hines, Francis E.           |
| Burke, William J.           | Hollis, Freeman.            |
| Carberry, William H.        | Holmes, Horace M.           |
| Clark, Lyman.               | Hooper, John H.             |
| Clark, Wilder P.            | Horton, Nathaniel A.        |
| Clarke, Henry S.            | Hosmer, Frederick N.        |
| Coleman, Lewis.             | Hoyt, Richard H.            |
| Crocker, Charles T.         | Humphrey, Robert.           |
| Crowell, Edward P.          | Ingraham, William H.        |
| Crowley, Jeremiah J.        | James, John F.              |
| Crowley, Robert E.          | Kelley, Joseph J.           |
| Daniels, Elijah B.          | Kimball, D. Smith.          |
| Davis, Joseph W.            | Ladd, Charles R.            |
| Dee, John H.                | Leary, Frank D.             |
| Desmond, Cornelius.         | Lincoln, Arthur.            |

|                                |                                 |
|--------------------------------|---------------------------------|
| <b>Messrs.</b> Lincoln, Elmer. | <b>Messrs.</b> Rice, Leonard B. |
| Litchfield, William C.         | Rich, Stephen.                  |
| Livermore, Rufus.              | Robinson, Amasa C.              |
| Loring, Chauncy.               | Russell, Thomas.                |
| Lowther, George W.             | Scott, Augustus E.              |
| Lyon, William.                 | Seeley, Montessor S.            |
| Magee, James P.                | Sherburne, John H.              |
| Mather, Benjamin F., jun.      | Smith, Joseph.                  |
| Maynard, Elisha B.             | Smyth, William A. S.            |
| McCulloch, Leonard.            | Soule, Rufus A.                 |
| McGeough, James A.             | Sparrow, James H.               |
| Mellen, James H.               | Spillane, Timothy B.            |
| Mooney, Daniel S.              | Stanley, John.                  |
| Morton, Frank H.               | Stetson, George F.              |
| Murphy, Patrick F.             | Thayer, Edward F.               |
| Murray, Joseph.                | Thayer, Frederick.              |
| O'Neil, Joseph H.              | Trussell, Rufus.                |
| Osgood, Charles S.             | Varnum, Leavitt R. J.           |
| Paige, Lucius R.               | Wadlin, Daniel H.               |
| Park, George W.                | Walker, Joseph H.               |
| Pickman, John J.               | Wardwell, Henry.                |
| Pinkham, Daniel R.             | Webber, Alonzo C.               |
| Pratt, Edwin B.                | Wentworth, Charles A.           |
| Prescott, Charles J.           | Whitney, Edwin.                 |
| Proctor, William P.            | Wiggin, William H.              |
| Pynchon, William.              | Wilde, Joseph D.                |
| Quigley, James L.              | Wood, David F.                  |
| Randall, David.                | Woodbury, George D.             |
| Ranlett, Charles E.            |                                 |

Yeas, 29 ; nays, 117.

On this question pairs were announced respectively between Messrs. Hastings of Worcester, Colburn of Leominster, Warren of West Newbury, and Norton of Boston, who would have voted for the amendment, and Messrs. Wonson of Gloucester, Hyde of Boston, Van Deusen of Westfield, and Rowe of Rockport.

Pending the other amendments, and the main question on ordering the bill to a third reading, the House at 5.25 adjourned.

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TUESDAY, Feb. 4, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

A message was received from the Governor relative to the fishing interests of the Commonwealth as affected by the importation of fish from the British Provinces. Read, referred to the committee on the Fisheries, ordered to be printed, and sent up for concurrence. The fisheries.

*Petitions Presented.*

By Mr. Wardwell of Peabody, petition of Lewis B. Southwick and 30 others, for an act for the protection of birds, birds' eggs, deer, and game. Referred to the committee on Agriculture. Birds and game.

By Mr. Warren of West Newbury, petition of Elizabeth Dawkins, for State aid. E. Dawkins.

By Mr. Mellen of Worcester, petition of James H. Mellen, for State aid for John Donnelly of Worcester. John Donnelly.

By Mr. Mather of Williamstown, petition of B. F. Mather, jun., that certain money expended by the town of Williamstown for State paupers may be refunded. Williamstown.

By Mr. Desmond of Boston, petition of Dennis Carney, for State aid. D. Carney.

By Mr. Proctor of Marblehead, petition of William B. Proctor, jun., that the claim of members of the Eighth Regiment Massachusetts Volunteers, for services rendered, may be considered. Eighth Regiment.

Severally referred to the committee on Claims.

By Mr. Everson of Hanover, petition of Maurice Condon and others, for a law regulating convict-labor. Referred to committee on Labor. Convict-labor.

By Mr. Pratt of Quincy, petition of William A. Hodges and others, that the town of Quincy may be reinstated in the lumber district for Suffolk and vicinity. Referred to the committee on Mercantile Affairs. Quincy.

By Mr. Kelley of Cambridge, petition of Daniel W. Ford and others, for continuation of State aid to 1885. State aid.

By Mr. Kimball of Haverhill, petition of Thomas F. Newton, for payment for services rendered the State as lieutenant of the Seventh Regiment Massachusetts Volunteer Militia in 1861. T. F. Newton.

Severally referred to the committee on Military Affairs.

By Mr. Paddock of Nantucket, petition of S. L. Chase and others; by Mr. Stanley of Attleborough, petition of W. F. Shattuck and others; by Mr. Barrett of Concord, petition of Mrs. Charles L. Heywood and 241 others; by Women's voting for school committees.

Mr. Converse of Malden, petition of Frances A. Hill and others; by Mr. Robinson of Lynn, petition of M. A. W. Bradford and 52 others; by Mr. Smyth of Worcester, petition of Allen Thayer and others; by Mr. Clark of Petersham, petition of W. F. Southard, M.D., and others; by Mr. Morse of Athol, petition of Walter Thorpe and others; by Mr. Ware of Milton, petition of Mrs. G. W. Greene and 9 others; by Mr. Hale of Cambridge, petition of Phœbe M. Kendall and 86 others; and, by Mr. Russell of Boston, petition of C. A. Bartol and others, — severally for a law allowing women to vote for school committees.

Severally referred to the committee on Education.

**Liquor Law.**

By Mr. Converse of Malden, petition of R. F. Lawrence and others; by Mr. Crocker of Fitchburg, petition of George Raymond and 546 others; and, by Mr. Warren of Boston, petition of R. M. Stackpole and others, — severally for a prohibitory law.

**Damages from sales of liquor.**

By Mr. Sparrow of Cambridge, petition of S. T. Foster, for legislation making owners of real estate rented to liquor-dealers liable for damages resulting from the use of liquor sold upon their property.

Severally referred to the committee on the Liquor Law.

**Church lotteries.**

By Mr. Noyes of Boston, petitions of Rev. Henry M. Dexter and others, Rev. Joseph Cummings and others, Rev. A. McKeown and others, and of R. M. Nott and others, — severally that churches or religious societies setting up and promoting lotteries may lose their right to be exempt from taxation.

**Camp-meetings.**

By Mr. Hall of Greenfield, petition of Joseph Beals and others, for an act conferring upon the directors of camp-meeting associations authority to appoint certain officers to preserve order on camp-grounds.

**Hancock Baptist Church.**

By Mr. Mather of Williamstown, petition of the Baptist Church in Hancock, for authority to hold property to the amount of five thousand dollars.

Severally referred to the committee on Parishes and Religious Societies.

**Concord — water.**

By Mr. Ladd of Springfield, petition of C. L. Goodhue and William Birnie, for an act of incorporation as a company to supply water to the State Prison and the town of Concord, with authority to take water from Nagog Lake.

**Boston water-supply.**

By Mr. Brigham of Westborough, remonstrance of William B. Wood and others, against any law prohibiting boating, bathing, and fishing in waters taken by the city of Boston as a water-supply.

By Mr. Russell of Boston, petition of Horace P. Chandler and others, for legislation to protect the purity of the waters of Jamaica Pond. Jamaica Pond.

Severally referred to the committee on Public Health.

By Mr. Lovell of Barnstable, petition of Charles L. Smith and others, for legislation for the protection of the fisheries in Centreville River. Referred to the committee on the Fisheries. Centreville River.

By Mr. Paddock of Nantucket, petition of J. S. Barney and others, for the appointment of a harbor-master for the port of Vineyard Haven. Referred to the committee on Harbors. Vineyard Haven.

By Mr. Russell of Boston, petition of S. E. Sewall and others; and, by Mr. Bennett of Lowell, petition of J. G. Peabody and 1327 others,—severally for legislation relative to the committal of persons to lunatic-hospitals. Committals of lunatics.

Severally referred to the committee on Public Charitable Institutions.

By Mr. Brown of Fitchburg, petition of the Boston and Mystic Valley Railroad, for authority to extend its road. Referred to the committee on Railroads. Boston and Mystic Valley Railroad.

By Mr. Carberry of Boston, petition of H. N. Holbrook and others, for an extension of the charter of the Squantum Free Bridge Company. Referred to the committee on Roads and Bridges. Squantum Free Bridge.

By Mr. Brackett of Boston, petition of John Amory Lowell and others, for amendment of the laws relating to the taxation of corporate property situated in other States. Taxation of foreign corporations.

By Mr. Ricketts of Monson, petition of Alvan Smith and others, for legislation authorizing real-estate owners to deduct, for the purpose of taxation, the amount for which their real property is mortgaged. Taxation of mortgages.

Severally referred to the committee on Taxation.

Severally sent up for concurrence.

By Mr. Osgood of Salem, petition of the Common Council of the city of Salem, for an amendment of the charter of said city, so that said council may be represented on all important committees. Salem charter.

By Mr. Nickerson of Somerville, petition of M. C. Parkhurst, for a change in the law relative to vagrants. Vagrants.

Severally referred to the committee on the Judiciary.

By Mr. Russell of Boston, petition of Sarah L. Russell and others, for legislation as to the distribution of the Estates of married women.

estates of married women dying intestate. Referred to the committee on Probate and Chancery.

*Papers from the Senate.*

**Water boards.** *Ordered*, In concurrence, that the committee on Public Health consider the expediency of providing by law that the various Water Boards of towns and cities in this Commonwealth make certain reports and statistics to some proper officer of this Commonwealth.

**Greenfield Freight Depot.** *Ordered*, In concurrence, that the committee on the Hoosac Tunnel and Troy and Greenfield Railroad consider and report whether any amendment is necessary to the 278th chapter of the Acts of the year 1878 relating to the Union Freight Depot at Greenfield.

**Phoenix Brewing Company.** A Bill to incorporate the Phoenix Brewing Company at Lawrence, introduced on leave in the Senate, was read, and referred in concurrence to the committee on Manufactures.

**Bills:**

**Husbands, wives, etc.** To amend chapter 205 of the Acts of the year 1874, entitled "An Act relating to the rights of husbands and wives, and for the protection of minor children" (being a new draft of a House bill with the same title); and

**Mechanics' liens.** Concerning the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

**Bills:**

**Secretary's department.** To fix the salary of the Secretary of the Commonwealth, and the salaries and compensation of the persons employed in the Secretary's department; and

**Auditor's department.** Establishing the salary of the Auditor and of the clerks in his department;

Severally reported on matters relating to retrenchment, and severally passed to be engrossed by the Senate, were severally read, and, under suspension of Rule 42, placed in the orders of the day for to-morrow for a second reading.

**W. M. Jenks.** The following papers were referred in concurrence :  
Petition of William M. Jenks, for State aid. To the committee on Claims.

Petition of the Calvinist Society of Worcester, for change of name and other purposes. To the committee on Parishes and Religious Societies. Worcester Calvinist Society.

Petition of the Supreme Council of the Royal Arcanum, for an amendment of its charter. To the committee on Mercantile Affairs. Royal Arcanum.

Petition of the Advisory Board of Overseers of Prisons, for an appropriation in aid of discharged female prisoners. To the committee on Prisons. Discharged female prisoners.

### *Bill Enacted.*

An engrossed Bill making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes (which originated in the House), was passed to be enacted, signed, and sent to the Senate. Bill enacted.

### *Introduced on Leave.*

By Mr. McGeough of Boston, a Bill for the promotion of anatomical science within the State. Anatomical science.

By Mr. Kelley of Cambridge, a Bill to repeal chapter 288 of the Acts of the year 1870 relating to the State workhouse at Bridgewater. State Work-house.

Severally read, and referred to the committee on Public Charitable Institutions.

By Mr. Hastings of Worcester, a Bill in relation to taxable income. Read, and referred to the committee on Taxation. Income.

Severally sent up for concurrence.

By Mr. Bennett of Boston, a Bill concerning the term of service of jurors in Suffolk County. Suffolk jurors.

By Mr. Lawrence of Pepperell, a Bill to amend chapter 269 of the Acts of the year 1872 relative to the First District Court of Northern Middlesex. First District Court Northern Middlesex.

Severally read, and referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Maynard of Springfield, —

*Ordered*, That the committee on Agriculture consider the expediency of further legislation to prevent the spread of contagious diseases among domestic animals. Contagious diseases among animals.

On motion of Mr. Mooney of Marlborough, —

*Ordered*, That the committee on Agriculture consider the expediency of so amending the law relative to bounty Agricultural bounties.



to county agricultural societies, that the whole or a part of the same may be distributed among the smaller local agricultural clubs and societies.

**Greek.** On motion of Mr. Scott of Lexington, —  
*Ordered*, That the committee on Education consider the expediency of providing by law that the Greek language shall not be required to be taught in high schools.

**State Normal Art School.** On motion of Mr. Ladd of Springfield, —  
*Ordered*, That the committee on Education consider the expediency of discontinuing the State Normal Art School, also the expediency of closing one of the State normal schools.

**County commissioners and school committees.** On motion of Mr. Marsh of Quincy, —  
*Ordered*, That the committee on Education consider the expediency of conferring upon the county commissioners of the several counties power to review the decisions of school committees of cities and towns in matters affecting the rights of towns or of individuals relating to school matters.

**Consuls.** On motion of Mr. Thayer of Boston, —  
*Ordered*, That the committee on Federal Relations consider whether any legislation is needed in regard to the privileges of consuls in this State.

**City-halls.** On motion of Mr. Mellen of Worcester, —  
*Ordered*, That the committee on Labor consider the expediency of enacting a law granting the free use of city-halls and ward-rooms in cities for political purposes.

**Railroad matters.** On motion of Mr. Osgood of Salem, —  
*Ordered*, That the committee on Railroads consider what legislation, if any, is necessary in regard to a railroad to connect existing railroads with the lands of the Commonwealth at South Boston; or of building a branch railroad connecting existing railroads with said lands; or as to the use of other railroads or connection with them; or as to grade-crossings either of other railroads, or of highways; or of authority to use the said lands in connection with said railroad; or of modifying the provisions of section 6 of chapter 239 of the Acts of the year 1875.

**Inspector and assayer of liquors.** On motion of Mr. Crowley of Boston, —  
*Ordered*, That the committee on Retrenchment consider the expediency of amending chapter 99 of the Acts of the year 1875 relative to the sale of intoxicating liquors, by striking out section 21 of said act, which provides for an inspector and assayer of liquors.

On motion of Mr. Bennett of Lowell, —

*Ordered*, That the committee on Taxation consider the expediency of amending the law, so that assessors may assess persons for taxation at an earlier day than is now provided.

Assessments of  
taxes.

On motion of Mr. Nichols of Lawrence, —

*Ordered*, That the committee on Taxation consider the expediency of legislation, so that hereafter all real estate upon which mortgages are held shall be exempt from taxation.

Mortgages.

Severally sent up for concurrence.

On motion of Mr. Woodbury of Charlton, —

*Ordered*, That the committee on the Judiciary inquire whether any change is necessary in the laws relating to settlement.

Settlement.

On motion of Mr. Jennings of Fall River, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 168 of the Acts of the year 1878 concerning trespass on lands, by inserting after the word "sheep" in the second line the word "goats;" also by inserting after the word "writing" in the sixth line the words, "or by notice published in some newspaper printed in the city or town in which such owner or person resides."

Trespass on  
lands.

On motion of Mr. Lincoln of Hingham, —

*Ordered*, That the committee on the Judiciary inquire whether any further legislation is necessary for the protection of children under sixteen years of age, and for the prevention of cruelty to children.

Children.

On motion of Mr. Maynard of Springfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of allowing defendants in criminal cases, when ordered to give bail, to deposit with the court, or some authorized officer, the amount of said bail, instead of furnishing sureties.

Bail.

On motion of Mr. Hale of Cambridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation with reference to personal actions brought in the municipal court of the city of Boston against persons not residing in this Commonwealth.

Actions against  
non-residents.

On motion of Mr. Robinson of Lynn, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the bankrupt law, so that

Bankruptcy.

honest men can afford to do business and pay one hundred cents on the dollar.

On motion of Mr. Hastings of Worcester, —

Term-fees.

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 27 of chapter 156 of the General Statutes, so that parties recovering costs in civil causes shall be allowed for a term-fee in the Supreme Judicial Court or the Superior Court, but three dollars, and not more than three term-fees in any case.

On motion of Mr. Lincoln of Hingham, —

Trustees and guardians.

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending or repealing chapter 199 of the Acts of the year 1877 relating to the settlement of accounts of trustees and guardians.

#### *Reports of Committees.*

Common victuallers.

By Mr. Maynard of Springfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending chapter 338 of the Acts of the year 1870 for the protection of the property of common victuallers.

W. C. Peabody.

By Mr. Bates of North Brookfield, from the committee on Claims, leave to withdraw, on the petition of William C. Peabody for State aid.

Chief detective.

By Mr. Mellen of Worcester, from the committee on Labor, no legislation necessary, on the report of the Chief of the State Detective Force.

Savings-bank deposits in real estate.

By Mr. Tufts of Boston, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to exempting from taxation so much of deposits in savings banks as are invested in real estate owned and occupied by said banks.

Severally read, and placed in the orders of the day for to-morrow.

Married women.

By Mr. Ware of Milton, from the committee on the Judiciary, that the Bill (on leave) concerning the rights of a married woman in household furniture ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Church lotteries.

By Mr. Hale of Cambridge, from the same committee, asking to be discharged from the further consideration of the order relative to the taxation of churches setting up or promoting lotteries, and recommending its reference to the committee on Parishes and Religious Societies. Read, accepted under a suspension of the rule, and sent up for concurrence in the reference.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Bill prohibiting interments under St. Paul's Church in Boston, and for other purposes, ought to pass. Placed in the orders of the day for to-morrow for a second reading.

St. Paul's  
Church.

By the same gentleman, from the same committee, on a petition, a Bill to authorize the Sigma Phi Society of Williams College to hold meetings in the city of New York.

Sigma Phi Soci-  
ety of Williams  
College.

By Mr. Coggin of Boxford, from the committee on Education, on a petition, a Bill to change the name of the trustees of the Abbot Female Academy in Andover.

Abbot Female  
Academy.

By Mr. Thayer of Boston, from the committee on Military Affairs, on a petition, a Bill to amend "An Act to incorporate the Veteran Association of the Independent Corps of Cadets."

Cadet Veteran  
Association.

By Mr. Tucker of Boston, from the committee on Railroads, on a petition, a Bill to incorporate the Billerica and Bedford Narrow-Gauge Railroad Company.

Billerica and  
Bedford Rail-  
road.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Reports of the committee on Elections, leave to with- draw :

Orders of the  
day.

On the petition of Horace L. Bowker, for the seat as representative for the Fourteenth Suffolk District ; and

On the petition of George E. Filkins, for the seat as representative for the Sixteenth Suffolk District ; and

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation concerning the return of executions ;

Were severally accepted.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law so that the poll-tax shall not exceed one dollar, was considered and accepted ; the pending motion of Mr. Osgood of Salem, to amend by substituting a bill, being withdrawn.

### Bills :

Concerning pawn-brokers ;

To provide a penalty for withholding information sought by school committees or their agents ;

In addition to "An Act in relation to savings banks

and institutions for savings" (amended on motion of Mr. Hyde of Boston); and

To authorize the Trustees of the Delta Psi Society of Williams College to hold meetings in the city of New York; and a

Resolve relating to the transfer of certain records of marriages for the county of Suffolk from 1716 to 1731;

Were severally read, and ordered to a third reading.

**Bills:**

In addition to "An Act to provide for the keeping of registers of voters in towns" (amended, on motion of Mr. Howland of Plymouth, so as to apply to all towns in the Commonwealth);

To amend chapter 118 of the General Statutes relating to courts of insolvency (amended on motion of Mr. Hyde of Boston);

For the protection of married women;

Making appropriations to meet certain expenses of charitable and reformatory institutions, and for other purposes (the title having been amended by the committee on Bills in Third Reading);

To unite the First Congregational Society in South Hadley Falls and the South Religious Society in South Hadley;

To authorize the town of Wilmington to pay a certain bounty to John H. Simpson and George H. Baird, for service in the late war as part of the quota of said town;

To amend chapter 165 of the General Statutes relating to injuring memorials of the dead;

To authorize the Boston and Lowell Railroad Corporation to purchase the Lowell and Lawrence Railroad and the Salem and Lowell Railroad, and to amend its charter (its title having been amended by the committee on Bills in Third Reading);

To amend chapter 136 of the Acts of the year 1865 relating to service of summons in suits against certain corporations;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to establish the salary of the Governor, and to fix the compensation of the Lieutenant-Governor and Council, and employés of the executive department, was further considered. The pending amendments were severally rejected, and the bill was ordered to a third reading.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was read a third time, and considered.

Mr. Stanley of Attleborough moved to amend in the first section, so that the pay of members of the Legislature shall be five dollars a day during the session.

Mr. Osgood of Salem moved to amend in section 5 by striking out "four," and inserting "five."

Mr. Leary of Worcester moved to amend in section 7, so that the compensation of the pages shall be two dollars and a half a day for each day's service.

Mr. Prescott of Boston moved to amend in section 8, so that the salaries of the chaplains shall be three hundred dollars.

Mr. Hill of Boston moved to amend in section 9, so that the compensation of the preacher of the election-sermon shall be one hundred dollars.

Mr. Brackett of Boston moved to amend in section 10, by inserting, after the word "messengers" in line 2, the words "and pages," and, at the end of the same section, by striking out "twenty," and inserting "twenty-five."

Pending these amendments, Mr. Rowe of Rockport moved that the House adjourn, on which motion the yeas and nays were ordered, on request of Mr. Noyes of Boston; and, the roll being called, the House at 5.30 adjourned, by a vote of 64 yeas to 58 nays, as follows:—

## YEAS.

Messrs. Aldrich, Charles P.  
Barrus, Alvan.  
Bartlett, Joseph F.  
Bates, Theodore C.  
Beebe, Eleazer S.  
Beeching, Richard.  
Bennett, James W.  
Bennett, Joseph.  
Berry, John F.  
Bolles, Matthew.  
Brackett, John Q. A.  
Brown, Horace.  
Brown, William H.  
Burr, Benjamin F.

Messrs. Callender, Edward B.  
Carberry, William H.  
Clark, Lyman.  
Clarke, Henry S.  
Clough, Benjamin.  
Crocker, Elisha, jun.  
Crowley, Jeremiah J.  
Crowley, Robert E.  
Davis, Joseph W.  
Donnell, Elbridge C.  
Emery, Levi.  
Fiske, Alonzo S.  
Fowler, Francis E.  
Glover, George D.

|                                  |                                   |
|----------------------------------|-----------------------------------|
| <b>Messrs.</b> Holmes, Horace M. | <b>Messrs.</b> Pinkham, Daniel R. |
| Horton, Nathaniel A.             | Proctor, William P.               |
| Hoyt, Richard H.                 | Pyncheon, William.                |
| Ingraham, William H.             | Randall, David.                   |
| James, John F.                   | Reed, John D.                     |
| Johnson, Henry A.                | Rice, Leonard B.                  |
| Kimball, D. Smith.               | Ricketts, William J.              |
| Ladd, Charles R.                 | Sheldon, Henry S.                 |
| Leonard, Marcus.                 | Shipman, Jonathan E.              |
| Lewis, Bangs A.                  | Smith, Joseph.                    |
| Lincoln, Arthur.                 | Smyth, William A. S.              |
| Lowther, George W.               | Spillane, Timothy B.              |
| Marsh, Edwin W.                  | Stone, Josiah F.                  |
| McCullock, Leonard.              | Thayer, Edward F.                 |
| Nickerson, Richard E.            | Walker, Joseph H.                 |
| Paige, Lucius R.                 | Webster, Abel.                    |
| Peck, Walter B.                  | Wentworth, Charles A.             |
| Pickman, John J.                 | Wilbur, Daniel.                   |

## NAYS.

|                                   |                                    |
|-----------------------------------|------------------------------------|
| <b>Messrs.</b> Atkinson, Benj. F. | <b>Messrs.</b> McGlynn, Patrick M. |
| Baker, John I.                    | McMahon, John F.                   |
| Blake, J. Albert.                 | Montague, Royal M.                 |
| Bryan, James H.                   | Morse, Leander B.                  |
| Dee, John H.                      | Morton, Frank H.                   |
| Dickinson, Ethan D.               | Murray, Joseph.                    |
| Ferson, Charles H.                | Noyes, Charles J.                  |
| Fish, Isaiah.                     | O'Connor, Dennis.                  |
| Flood, John T.                    | Osgood, Charles S.                 |
| Foss, William A.                  | Paddack, Henry.                    |
| Graham, James B.                  | Park, George W.                    |
| Hale, Edwin B.                    | Peabody, John W.                   |
| Hall, Eben A.                     | Prescott, Charles J.               |
| Hartshorn, Calvin L.              | Quigley, James L.                  |
| Hastings, Thomas J.               | Reynolds, Samuel M.                |
| Hill, Hamilton A.                 | Robinson, Amasa C.                 |
| Hines, Francis E.                 | Rockwell, Francis W.               |
| Hoar, William M.                  | Russell, Thomas.                   |
| Hosmer, Frederick N.              | Seeley, Montessor S.               |
| Howes, Thomas P.                  | Smith, Maloy J.                    |
| Hyde, Henry D.                    | Sparrow, James H.                  |
| Kelley, Joseph J.                 | Stetson, George F.                 |
| Leary, Frank D.                   | Sweetser, John.                    |
| Livermore, Rufus.                 | Thomas, Edward I.                  |
| Loring, Chauncy.                  | Trussell, Rufus.                   |
| Lovell, Andrew.                   | Tufts, Arthur W.                   |
| Lyon, William.                    | Van Deusen, Merritt.               |
| Mather, Benjamin F., jun.         | Varnum, Leavitt R. J.              |
| Maynard, Elisha B.                | Whitney, Edwin.                    |

WEDNESDAY, Feb. 5, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Dee of Boston, petition of R. F. Wallcut and 14 others, for woman suffrage. Referred to the committee on Constitutional Amendments. Woman suffrage.

By Mr. Frye of North Andover, petition of the Farmers' and Mechanics' Club of North Andover, that a part of the bounty given to county agricultural societies be given to town farmers' clubs. Referred to the committee on Agriculture. Agricultural bounties.

By Mr. Brackett of Boston, petition of Jane Meaney, for money in the treasury of the Commonwealth belonging to her on account of a judgment recovered by reason of her being poisoned. Jane Meaney.

By Mr. Eastabrooks of Swansea, petition of George A. Monroe of Dighton, for State aid. G. A. Monroe.

By Mr. O'Neil of Boston, petition of Michael J. Dunn, for back State aid. M. J. Dunn.

By Mr. Clark of Winchendon, petition of Martin McCabe and others, for State aid for Jules Jacquot. Jules Jacquot.

By Mr. Clough of Tisbury, petition of Benjamin Clough, for the payment to the town of Gosnold of certain money expended for the burial of a body washed ashore in said town. Gosnold.

Severally referred to the committee on Claims.

By Mr. Carberry of Boston, petition of J. F. M. Peak and others; by Mr. Rich of Gloucester, petition of Maria H. Bray and others; by Mr. Russell of Boston, petitions of William R. Pearmand, and of Mrs. Ely P. Bacon and 42 others; by Mr. Hale of Cambridge, petition of Charles A. Spofford and 7 others; by Mr. Hathaway of Rochester, petition of W. L. Taber and others; by Mr. Crosby of Milford, petition of Charles C. Johnson and others; and, by Mr. Emery of Lawrence, petition of M. E. McAllister and others, — severally for a law allowing women to vote for school committees. Women's voting for school committees.

Severally referred to the committee on Education.

By Mr. O'Neil of Boston, petition of P. W. Connor and others, in aid of the petition of Frederick Robinson and others relative to the national currency. Greenbacks.



**Saratoga Monument.**

By Mr. Mather of Williamstown, memorial of the Saratoga Monument Association, for an appropriation of a thousand dollars for the erection of a monument on the field of Burgoyne's surrender.

Severally referred to the committee on Federal Relations.

**Merrimack River.**

By Mr. Levy of Newburyport, petition of John J. Currier, Sumner, Swasey, and Currier, and 72 others, for a modification of the laws relative to fishing in Merrimack River. Referred to the committee on the Fisheries.

**Lynn — harbor-master.**

By Mr. Wentworth of Lynn, petition of the city of Lynn, for an act authorizing the city council to appoint a harbor-master for the port of Lynn. Referred to the committee on Harbors.

**Cape-Ann Isinglass and Glue Company.**

By Mr. Rowe of Rockport, petition of George R. Bradford and another, that the name of the Cape-Ann Isinglass and Glue Company may be changed. Referred to the committee on Mercantile Affairs.

**Convict-labor.**

By Mr. Litchman of Marblehead, petition of Andrew H. Paton and 181 others, and, by Mr. Whittemore of Hopkinton, petition of James Costigan, — severally for a law regulating convict-labor.

Severally referred to the committee on labor.

**Liquor Law.**

By Mr. Rockwell of Pittsfield, petition of Mrs. F. Widmer and 40 others; by Mr. Hathaway of Rochester, petition of Charles C. Watson and others; and, by Mr. Ware of Milton, petition of Annie F. Gordon and others, — severally for a prohibitory law.

Severally referred to the committee on the Liquor Law.

**State aid.**

By Mr. Kelley of Cambridge, petition of A. C. Brigham and others, for the continuation of State aid until 1885.

**John A. Orcutt.**

By Mr. Trussell of Chelsea, petition of John A. Orcutt, that his name may be transferred from the roll of the town of Colrain, and placed to the credit of the quota of the city of Chelsea.

**P. McCarty.**

By Mr. Noyes of Boston, petition of Patrick McCarty, for back State aid.

Severally referred to the committee on Military Affairs.

**Church lotteries.**

By the same gentleman, petitions of Lyman Mason and others, and of Rev. Henry Morgan, Rev. Joseph Cook, and others, — severally that churches maintaining lotteries may be taxed.

Severally referred to the committee on Parishes and Religious Societies.

By Mr. Prescott of Boston, petition of S. W. Harmon and others, for an amendment of section 36, chapter 381, of the Acts of 1871 relative to commutation checks.

Commutation checks.

By Mr. Fuller of Boston, petition of Thomas J. Whidden and others, for an Act authorizing the city of Boston to assume the care and management of the street-railway tracks in said city.

Street railways in Boston.

By the same gentleman, petition of the Highland Street-railway Company, for authority to extend its road into the town of Brookline, and to obtain locations of its tracks in said town.

Highland Street Railway.

Severally referred to the committee on Street Railways.

By Mr. Russell of Boston, petition of the city of Boston, for an Act to authorize said city to levy and collect tolls upon the East Boston ferries, or to operate said ferries free of tolls. Referred to the committee on Roads and Bridges.

East Boston ferries.

Severally sent up for concurrence.

By Mr. Blake of Danvers, petition of Walter S. Lovejoy and others, and, by Mr. Bradstreet of Topsfield, petition of J. A. Town and others, — severally for amendment of the law, so that certain justices of the peace may issue warrants.

Justices of the peace.

By Mr. Horton of Salem, petition of W. D. Northend and others, for an additional master in chancery for Essex County.

Master of chancery in Essex.

By Mr. Glines of Somerville, petition of the Mayor of Somerville, for an amendment of the charter of said city.

Somerville charter.

By Mr. Fuller of Boston, petition of the Roxbury Athenæum, for the right to issue certificates of stock.

Roxbury Athenæum.

By Mr. Savery of Carver, petition of Andrew Griffith and 40 others, for the abolition of the district courts in Plymouth County.

Plymouth-county courts.

Severally referred to the committee on the Judiciary.

### *Orders.*

On motion of Mr. Scott of Lexington, —

*Ordered*, That the committee on Agriculture consider the expediency of providing by law for the killing of animals abandoned by their owners, and such as are suffering, and diseased past recovery.

Diseased and abandoned animals.

On motion of the same gentleman, —

*Ordered*, That the committee on Education consider the expediency of providing by law that pupils shall not be

Fitting for college.

fitted for college in public high schools, and that towns may appropriate money to pay the expenses of the tuition of those pupils who desire to prepare for college in schools established for that purpose, or may unite in maintaining such schools.

On motion of Mr. Prescott of Boston, —

Suffrage of  
criminals.

*Ordered*, That the committee on Constitutional Amendments consider the expediency of so amending the constitution as to limit the right of suffrage of persons convicted of crime.

On motion of Mr. Dickinson of Granville, —

School-district  
system.

*Ordered*, That the committee on Education consider the expediency of abolishing the school-district system.

On motion of the same gentleman, —

Prudential  
school com-  
mittees.

*Ordered*, That the committee on Education consider the expediency of amending the existing laws authorizing the hiring of teachers for the public schools by prudential committees.

On motion of Mr. Howland of Plymouth, —

Taking of fish.

*Ordered*, That the committee on the Fisheries consider the expediency of repealing or amending section 5, chapter 384, of the Acts of the year 1869 relative to the taking of fish for purposes connected with fish-culture or scientific observation.

On motion of Mr. Baker of Beverly, —

First District  
Court of Essex.

*Ordered*, That the committee on Retrenchment consider the expediency of abolishing the First District Court of Essex, and of establishing a police court for the city of Salem, as was the case before said district court was established.

On motion of the same gentleman, —

Plate glass  
insurance  
companies.

*Ordered*, That the committee on Insurance consider whether any further legislation is necessary with reference to plate glass insurance companies.

On motion of the same gentleman, —

The "gag."

*Ordered*, That the committee on Prisons consider the expediency of prohibiting by statute, with suitable penalties, the use of the "gag" as a means of punishment in the penal and charitable institutions of the Commonwealth.

On motion of Mr. Hoar of Lowell, —

Plumbers.

*Ordered*, That the committee on Manufactures consider the expediency of providing by law for the licensing of plumbers.

On motion of Mr. Smyth of Worcester,—

*Ordered*, That the committee on Mercantile Affairs consider the expediency of amending chapter 50 of the General Statutes relative to auctioneers. Auctioneers.

On motion of Mr. Ladd of Springfield,—

*Ordered*, That the committee on Mercantile Affairs be directed to inquire if any further legislation is necessary regarding corporations for transmission of intelligence by electricity. Telephones, etc.

On motion of Mr. Hill of Boston,—

*Ordered*, That the committee on Mercantile Affairs consider whether any legislation is advisable or necessary in reference to public warehouses. Public warehouses.

On motion of Mr. Callender of Boston,—

*Ordered*, That the committee on Military Affairs consider the expediency of so amending chapter 265 of the Acts of 1878, as to provide increased facilities for rifle-practice by the volunteer militia. Rifle practice.

On motion of the same gentleman,—

*Ordered*, That the committee on Public Charitable Institutions inquire into the present management of the Danvers Insane Asylum, with special reference to the food furnished and the care and attention extended to the inmates of said institution, and report to the Legislature at its present session; said committee to have power to send for persons and papers, and to visit said institution singly or collectively. Danvers Hospital.

On motion of the same gentleman,—

*Ordered*, That the committee on Railroads consider the expediency of amending the general railroad law, so as to provide, that, in all cases where land-owners claim a lien on the rails and ties and fixtures connected therewith, said railroad company, or its representatives, shall have the right to remove the rails of said company, or its representatives, on giving such bond to the county commissioners to apply the amount realized on sale of said rails, etc., or the market-value of the same, to the extinguishment of said lien. Liens on railroads.

On motion of Mr. Brown of Salem,—

*Ordered*, That the committee on Printing consider the expediency of printing from the stereotyped plates five hundred sets, or more, of the colonial records of the State of Massachusetts. Colonial records.

- Commitment of lunatics.      On motion of Mr. Nichols of Lawrence, —  
*Ordered*, That the committee on Public Charitable Institutions consider the expediency of so legislating, that hereafter the authority of issuing commitment papers to the insane-asylum may be taken from the judges of the probate courts, and be vested in the justices and special justices of the police and municipal courts.
- Charges for lunatics.      On motion of Mr. Rice of Charlemont, —  
*Ordered*, That the committee on Public Charitable Institutions consider whether any further legislation is advisable as to limiting the charges of lunatic-hospitals for the support of persons whose support is paid for in said institutions as paupers by cities and towns.
- Sewers and drains.      On motion of Mr. Thomas of Brookline, —  
*Ordered*, That the committee on Public Health consider what further legislation is expedient in reference to chapter 232 of the Acts of the year 1878 relating to sewers and drains.
- The courts.      On motion of Mr. Cushing of Middleborough, —  
*Ordered*, That the committee on Retrenchment consider what further legislation is necessary, if any, in relation to the district or other courts of the Commonwealth, to promote efficiency and economy.
- Police-court clerks.      On motion of Mr. Thayer of Norwood, —  
*Ordered*, That the committee on Retrenchment, with a view to a reduction in judicial expenses, inquire into the expediency of abolishing clerkships in those police courts where such clerkships can be dispensed with without injury to the public interests.
- Deputy sheriffs.      On motion of Mr. Emery of Lawrence, —  
*Ordered*, That the committee on Retrenchment consider the expediency of reducing the fees of deputy sheriffs for attendance upon the Supreme Court or the Superior Court.
- Milk.      On motion of Mr. Wright of Ashby, —  
*Ordered*, That the committee on Railroads consider what legislation, if any, is necessary in relation to the transportation of milk on railways.
- Parsonages.      On motion of Mr. Stanley of Attleborough, —  
*Ordered*, That the committee on Taxation consider the expediency of exempting from taxation all real estate owned by religious societies, and occupied for parsonage purposes.  
Severally sent up for concurrence.

On motion of Mr. Russell of Boston,—

*Ordered,* That the committee on the Judiciary consider the expediency of amending sections 49 and 50 of chapter 134 of the General Statutes, so that it shall apply to adverse claims of easements on land. Easements.

On motion of the same gentleman,—

*Ordered,* That the committee on the Judiciary consider the expediency of legislation providing that actions shall be brought in the name of the real party in interest. Parties to actions.

On motion of Mr. Bates of North Brookfield,—

*Ordered,* That the committee on the Judiciary consider the expediency of additional legislation in regard to the bonds of town-treasurers and tax-collectors. Bonds of treasurers and tax-collectors.

On motion of the same gentleman,—

*Ordered,* That the committee on the Judiciary consider the expediency of additional legislation relating to the rights of merchants and others who may sell goods to minors. Sales to minors.

On motion of Mr. Brackett of Boston,—

*Ordered,* That the committee on the Judiciary consider the expediency of providing, that, when a consignee or factor is lawfully in the possession of merchandise, any person purchasing the same in good faith shall acquire the same interest therein as he would acquire if such consignee or factor were the actual owner thereof, notwithstanding any conditions imposed by the consignor in regard to the sale of such merchandise. Consignees or factors.

On motion of the same gentleman,—

*Ordered,* That the committee on the Judiciary consider the expediency of legislation in regard to attachments on mesne process, so as to provide that no keeper shall be placed in a private dwelling, unless authorized by special precept by the court to which the writ in the suit is returnable. Attachments on mesne process.

On motion of Mr. Osgood of Salem,—

*Ordered,* That the committee on the Judiciary consider the expediency of providing by statute, that, in all laws relating to cities, the words "Mayor and Aldermen" shall, unless provision is otherwise made, be construed to mean Board of Aldermen. "Mayor and Aldermen."

On motion of Mr. Prescott of Boston,—

*Ordered,* That the committee on the Judiciary consider the expediency of authorizing the incorporation of the City Hospital of Boston. Boston City Hospital.

- Constables,  
police-officers,  
and sheriffs.
- On motion of Mr. Mooney of Marlborough, —  
*Ordered*, That the committee on the Judiciary consider the expediency of amending the General Statutes, so as to extend the powers of constables, police-officers, and sheriffs of this Commonwealth.
- Improper  
literature.
- On motion of Mr. Hill of Boston, —  
*Ordered*, That the committee on the Judiciary consider whether any additional legislation is necessary for the suppression of trade in and circulation of improper literature and articles of improper use, and, if so, to make such recommendation as may be required.
- Drunkenness.
- On motion of Mr. Cummings of Fall River, —  
*Ordered*, That the committee on the Judiciary consider the expediency of amending section 25 of chapter 165 of the General Statutes, so that whoever is guilty of drunkenness by the voluntary use of intoxicating liquor shall, for the first offence, be punished by fine not exceeding \$2, or by imprisonment in the House of Correction not exceeding ten days.
- Common  
carriers.
- On motion of Mr. Randall of Waltham, —  
*Ordered*, That the committee on the Judiciary consider whether any further legislation is necessary in relation to the liability of common carriers.
- Bail.
- On motion of Mr. Pickman of Lowell, —  
*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 170, section 37, of the General Statutes, as to provide that the magistrates mentioned in said section may admit persons committed to bail in certain cases, without notice of the application to take bail to the officer making the commitment.
- Plymouth-  
county courts.
- On motion of Mr. Powers of South Abington, —  
*Ordered*, That the committee on the Judiciary consider the expediency of redistricting the county of Plymouth for district courts.
- Theatres.
- On motion of Mr. Callender of Boston, —  
*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 69 of the Acts of the year 1876, so that all theatres shall have at least two places of egress in addition to the stage-entrances, each to be not less than eight feet wide.
- Cambridge  
water act.
- On motion of Mr. Ingraham of Watertown, —  
*Ordered*, That the committee on the Judiciary consider the expediency of repealing chapter 165 of the Acts of the

year 1875 relating to a further supply of water for the city of Cambridge, or of so amending said act as to limit the time within which the city of Cambridge may exercise the right of taking land therein granted to said city.

On motion of Mr. Bryan of Westfield, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending section 3, chapter 208, of the Acts of the year 1877 relative to registers of voters in towns, by inserting the word "clerical" before the word "omission."

Registers of  
voters in towns.

On motion of Mr. Tucker of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending chapter 150 of the General Statutes relative to mechanics' liens, so that the time within which the account required by section 5 to be filed may be extended.

Mechanics'  
liens.

On motion of Mr. Jennings of Fall River, —

*Ordered,* That the committee on the Judiciary consider the expediency of an amendment of the laws relating to the arrest and discharge of persons arrested on mesne process,

Arrests on  
mesne process.

On motion of Mr. Bennett of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of establishing a general term of the Superior Court, to be attended by a majority of all the judges thereof, to which all questions of law arising upon trials in said court shall be referred, and allowing appeals therefrom to the Supreme Judicial Court.

Law-term of  
Superior Court.

On motion of Mr. Sherburne of Boston, —

*Ordered,* That the committee on the Judiciary consider the expediency of repealing or amending chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors.

Judgment  
debtors.

On motion of Mr. Osgood of Salem, —

*Ordered,* That the committee on the Judiciary consider the expediency of amending section 16, chapter 106, of the General Statutes, so as to provide that the person solemnizing a marriage shall return a copy of the record of such marriage to the clerk or registrar of each city or town in which either or both parties reside.

Marriage-  
records.

On motion of Mr. Hastings of Worcester, —

*Ordered,* that the committee on Probate and Chancery inquire into the expediency of legislation making the

Insolvent  
debtors.



estate of an insolvent debtor liable for wages due operatives in the employ of other operatives on work for such debtor, and giving operatives so employed some preference or priority in the division of the estate.

On motion of Mr. Sherburne of Boston, —

Bonds to  
dissolve attach-  
ments.

*Ordered,* That the committee on Probate and Chancery consider the expediency of extending the provisions of chapter 68 of the Acts of the year 1875 relative to bonds to dissolve attachments, and in writs of review, to cases where persons are adjudged insolvent under the State Insolvency Act.

On motion of Mr. Glines of Somerville, —

Fifth Middlesex  
District.

*Ordered,* That the Speaker issue a precept giving notice of the death of James Long, a member of the House from the Fifth Middlesex District, and appointing a time for an election to fill the vacancy occasioned thereby.

On motion of Mr. Baker of Beverly, —

Accounts  
audited.

*Ordered,* That the Auditor of Accounts report to this House what accounts, if any, have, during his service as Auditor, been allowed and paid under section 3 of chapter 178 of the Supplement to the General Statutes, which provides, that, when "it shall appear to him that there are improper charges in said accounts, he shall report the same to the Governor and Council."

The following order, offered by the same gentleman, was laid over until to-morrow: —

Certain ex-  
penses of rail-  
roads.

*Ordered,* That the committee on Railroads, on the part of the House, inquire and report what has been paid, and to whom, by the respective railroad companies of the Commonwealth, for each of the five years past, for annual salaries; and also what compensation has been paid for legal counsel or for other personal services, and to whom, where, in either case, the amount equals one thousand dollars to any one person in any one of the years named; including in such inquiry all trustees of any mortgage bonds or certificates of indebtedness, or trustees under any mortgage of any of the property of any of said companies.

And for this purpose said committee shall have power to send for persons and papers.

### *Papers from the Senate.*

Innholders  
and common  
victuallers in  
Boston.

A Bill relative to the licenses of innholders and common victuallers in the city of Boston, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

A Resolve relative to stereotype and other plates and woodcuts belonging to the Commonwealth, reported on a resolve on leave, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

Stereotype  
plates and cuts.

*Ordered*, In concurrence, that the committee on Public Health inquire whether any legislation is needed for the better preservation and protection of the reservoirs and ponds within the city of Boston.

Boston reser-  
voirs and ponds.

*Ordered*, In concurrence, that the committee on Banks and Banking consider what further legislation is necessary in reference to savings banks and institutions for savings.

Savings banks.

*Ordered*, In concurrence, that the committee on Public Health consider the expediency of amending chapter 183 of the Acts of the year 1878 relative to the pollution of rivers, streams, and ponds used as sources of water-supply.

Pollution of  
water.

*Ordered*, In concurrence, that the committee on the Fisheries inquire whether any legislation is needed in relation to taking fish from the Merrimack River.

Merrimack-  
river fisheries.

*Ordered*. In concurrence, that the committee on Towns consider the expediency of amending the laws relating to the preservation of ballots cast for town-officers.

Town ballots.

*Ordered*, In concurrence, that the committee on Military Affairs consider whether any change is necessary or expedient in the laws relative to the inspector-general, or his subordinate officers.

Inspector-  
general.

*Ordered*, In concurrence, that the committee on the Liquor Law inquire what proportion of cases for the violation of laws in relation to the sale of intoxicating liquors are laid on file in the superior courts, and whether any legislation is necessary to secure a better enforcement of said laws in the courts.

Enforcement of  
Liquor Law.

*Ordered*, In concurrence, that the committee on the Liquor Law inquire what disposition is made of defaulted liquor cases in the superior courts, and what legislation, if any, is needed to secure a prosecution of bonds in such cases.

Defaulted  
liquor cases.

Papers were referred in concurrence, as follows:

Petition of the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company, for authority to issue bonds to pay the whole or a part of its debt. To the committee on Railroads.

Boston, Clinton,  
Fitchburg and  
New-Bedford  
Railroad.

First District  
Court Southern  
Middlesex.

Petition of the selectmen of Hopkinton and others, for the abolition of the First District Court of Southern Middlesex, or that said town may be set off from the jurisdiction of said court. To the committee on Retrenchment.

Boston and  
Chelsea, Middle-  
sex, and Lynn  
and Boston  
street railways.

Petition of the Boston and Chelsea, Middlesex, and Lynn and Boston Railroad Companies, for the confirmation of a certain lease and agreements, with authority to add to the same, or make a new lease. To the committee on Street Railways.

*Introduced on Leave.*

Springfield and  
Holyoke Tele-  
phone Com-  
pany.

By Mr. Ladd of Springfield, a Bill to incorporate the Springfield and Holyoke Telephone Company. Read, and referred to the committee on Mercantile Affairs.

Reading.

By Mr. Wadlin of Reading, a Bill to authorize the town of Reading to pay certain bounties. Read, and referred to the committee on Military Affairs.

Vital statistics.

By Mr. Leary of Worcester, a Bill to amend chapter 174 of the Acts of the year of 1878 relative to the registration of vital statistics.

Boards of  
health.

By Mr. Holmes of Adams, a Bill relating to boards of health in the several cities of the Commonwealth.

Vital statistics.

By the same gentleman, a Bill to provide for the more accurate registration of vital statistics.

Severally read, and referred to the committee on Public Health.

Juvenile  
offenders.

By Mr. Prescott of Boston, a Bill concerning juvenile offenders in the city of Boston. Read, and referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

Mechanics'  
liens.

By Mr. Cummings of Fall River, a Bill to secure to mechanics and laborers their payment for labor by a lien on real estate.

Massachusetts  
Charitable  
Mechanic  
Association.

By Mr. Russell of Boston, a Bill to amend chapter 221 of the Acts of the year 1878 relative to the Massachusetts Charitable Mechanic Association.

Allegheny River  
Oil Company.

By Mr. Hale of Cambridge, a Bill to revive and continue the charter of the Allegheny River Oil Company, for certain purposes.

By Mr. Bennett of Boston, a Bill concerning the practice in trials of criminal cases.

Severally read, and referred to the committee on the Judiciary.

*Reports of Committees.*

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, asking to be discharged from the further consideration of an order relative to amending the bankrupt law, so that honest men can do business and pay one hundred cents on a dollar, and recommending that it be referred to the committee on Probate and Chancery.

The Bankrupt Law.

By Mr. Russell of Boston, from the same committee, asking to be discharged from the further consideration of an order relative to the committal of persons to lunatic-asylums, and recommending that it be referred to the committee on Public Charitable Institutions.

Committals of lunatics.

By Mr. Jennings of Fall River, from the same committee, asking to be discharged from the further consideration of an order relative to trespass on lands, and recommending that it be referred to the committee on Agriculture.

Trespass on lands.

Severally read, accepted under suspension of the rule, and the last two sent to the Senate for concurrence in the references.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, that the Bill (on leave) concerning the estate of insolvent debtors, and composition of the debts against the same, ought not to pass.

Estate of insolvent debtors.

By Mr. Wardwell of Peabody, from the same committee, that the Bill (on leave) in relation to the sale and transfer of personal property by foreign guardians, executors, and administrators, ought not to pass.

Foreign guardians, executors, and administrators.

Severally placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Witherell of Norton, from the committee on Public Charitable Institutions, inexpedient to legislate on an order relative to amending the laws concerning the settlement of paupers. Read, and placed in the orders of the day for to-morrow.

Settlement laws

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the Senate Bill to amend chapter 205 of the Acts of the year 1874, entitled, "An Act relating to the rights of husbands and wives, and for the protection of minor children," ought to pass. Placed in the orders of the day for a second reading to-morrow.

Husbands, wives, and children.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, on a bill on leave, a Bill in addition to "An Act in relation to savings banks, and institutions for savings."

Savings banks.

Boston municipal court.

By Mr. Hale of Cambridge, from the committee on the Judiciary, on an order relative to personal actions, a Bill relating to the civil jurisdiction of the municipal court of the city of Boston.

Severally read, and ordered to a second reading.

*Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

To authorize the proprietors of Harvard Chapel to sell real and personal estate; and

Relative to the Massachusetts Baptist Convention;  
(Which severally originated in the House);

To extend the charter of the Winnisimmet Railroad Company, with power to alter present lease, or make a new one; and

To amend section 37 of chapter 165 of the General Statutes relating to the violation of sepulture;

(Which severally originated in the Senate);

Were passed to be enacted, signed, and sent to the Senate.

Resolves passed.

Engrossed resolves:

In favor of the widow of James Long; and

Confirming the acts of Thomas Cunningham as a justice of the peace;

(Which severally originated in the House);

Were severally passed, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the day.

Reports:

Of the committee on Labor, no legislation necessary, on the report of the Chief of the State Detective Force;

Of the committee on Claims, leave to withdraw, on the petition of William C. Peabody, for State aid; and

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to exempting from taxation so much of deposits in savings banks as are invested in real estate owned and occupied by said banks;

Were severally accepted, and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the protection of the property of common victuallers, was laid on the table, on motion of Mr. Hines of Boston.

The Bill (on leave) concerning the rights of married women in household furniture was rejected, as recommended by the committee on the Judiciary.

**Resolves:**

Providing for the printing of two hundred extra copies of the report of the Commissioners of Prisons relative to the Reformatory Prison for Women (amended on motion of Mr. Thomas of Brookline so as to make the number five hundred instead of two hundred); and

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

**Bills:**

To amend "An Act to incorporate the Veteran Association of the Independent Corps of Cadets;"

To authorize the Sigma Phi Society of Williams College to hold meetings in the city of New York;

To incorporate the Billerica and Bedford Narrow-Gauge Railroad Company;

To change the name of the Trustees of the Abbot Female Academy in Andover;

Prohibiting interments under St. Paul's Church in Boston, and for other purposes;

To fix the salary of the Secretary of the Commonwealth, and the salaries and compensation of the persons employed in the Secretary's department (an amendment, moved by Mr. Howland of Plymouth, to make the salary of the Secretary \$3,000, and other minor amendments, having been rejected); and

Establishing the salary of the Auditor, and of the clerks in his department (amended in section 3, on motion of Mr. Hill of Boston, so as to provide that the salaries of extra clerks shall not exceed \$1,100);

Were severally read, and ordered to a third reading.

**Bills:**

Concerning pawnbrokers; and

In addition to "An Act in relation to savings banks, and institutions for savings;" and a

Resolve relating to the transfer of certain records of marriages for the county of Suffolk from 1716 to 1731;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To provide a penalty for withholding information sought by school committees or their agents; and

To authorize the Trustees of the Delta Psi Society of Williams College to hold meetings in the city of New York;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to establish the salary of the Governor, and to fix the compensation of the Lieutenant-Governor and Council, and employés of the executive department, was read a third time, and considered. Mr. Hastings of Worcester moved to amend in section 4, so that the salary of the private secretary of the Governor should be \$1,500, instead of \$1,800. Mr. Ingraham of Watertown moved that said salary be \$1,000. The question being first put on the sum named in the bill, to wit, \$1,800, it was rejected. The question next being put on the amendment moved by Mr. Hastings, it was adopted by a vote of 99 to 52; and the bill as amended was passed to be engrossed in concurrence, and sent up for concurrence in the amendment adopted by the House.

The Bill fixing the compensation of the members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon, was further considered. All the pending amendments, except that moved by Mr. Brackett of Boston, were rejected, and the bill was passed to be engrossed in concurrence, and sent up for concurrence in the amendments adopted by the House.

At 4.30 adjourned.

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THURSDAY, Feb. 6, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suffrage.

By Mr. Colburn of Leominster, petition of Jonathan Drake and 247 others; by Mr. Crosby of Milford, petition of P. R. Crockett and 51 others; by Mr. Lewis of Provincetown, petition of Anna J. Hutchinson and 103 others; by Mr. Keough of Holyoke, petition of James S. Wilde and 104 others; by Mr. Marsh of Quincy, petition of H. H. Faxon and 72 others; by Mr. Hastings of Worcester, petition of B. C. Cross and 17 others; by Mr. Beeching of Boston, petition of Thomas D. Howard and 2 others; by

Mr. Tilden of Medfield, petition of E. V. La Croix and 200 others; by Mr. Monroe of Brockton, petition of D. L. Crowell and 179 others; by Mr. Clark of Petersham, petition of C. O. Southard and 4 others; by Mr. Hill of Boston, petition of C. A. Bartol and 70 others; by Mr. McCafferty of Worcester, petition of T. K. Earle and 29 others; by Mr. Brooks of Haverhill, petition of A. P. Woodman and others; by Mr. Norton of Boston, petition of Ida F. Brigham, M.D., and others; by Mr. Webster of Lawrence, petition of A. J. French, M.D., and others; by Mr. Kimball of Bradford, petitions of Julia G. Stickney and 18 others, and S. A. Coburn and 38 others; and, by Mr. Hale of Cambridge, petition of Mrs. L. H. Billings and 210 others, — severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

By Mr. Bennett of Lowell, petition of Mrs. C. P. Talbot and others, for more stringent legislation relative to the committal of persons to lunatic-hospitals. Referred to the committee on Public Charitable Institutions.

Committals of lunatics.

By Mr. Lovell of Barnstable, petition of Samuel Baxter and others, in aid of the petition relative to a boat channel between South Bay and Vineyard Sound. Referred to the committee on Harbors.

South Bay and Vineyard Sound.

By Mr. Smith of Chatham, petition of the selectmen of the town of Chatham, for an Act to protect the shell and eel fisheries of said town. Referred, under a suspension of the 20th joint Rule, to the committee on the Fisheries.

Chatham fisheries.

Severally sent up for concurrence.

#### *Returns of Clerks of Courts.*

Returns of clerks of courts for Barnstable, Berkshire, Dukes, Franklin, Hampden, Hampshire, Middlesex, Nantucket, Norfolk, Plymouth, and Suffolk Counties, relative to fees and salaries, as required by order of the House of Jan. 8, were received, referred to the committee on Retrenchment, and sent up for concurrence.

Returns of clerks of courts.

#### *Motion to Reconsider.*

A motion of Mr. McGeough of Boston, to reconsider the vote whereby the Bill in addition to "An Act in relation to savings banks and institutions for savings," was yesterday passed to be engrossed by the House, was lost.

Savings banks.



*Order.*

Railroad salaries, etc.

The order offered by Mr. Baker of Beverly yesterday, and laid over, relative to certain expenses of railroads, was adopted.

*Papers from the Senate.*

Agricultural corporations.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of amending section 2, chapter 375, of the Acts of the year 1874, by inserting the word "agricultural" in said act, that it may apply to agricultural corporations.

Savings-bank officers.

*Ordered*, In concurrence, that the committee on Banks and Banking consider the expediency of providing by law, that officers of savings-banks in this Commonwealth shall not be officers in any bank of discount established by national or state authority.

Representation in the Legislature.

*Ordered*, In concurrence, that the committee on Constitutional Amendments inquire into the expediency of so amending the law, that each town elect its representative to the General Court as follows: Each town having less than four hundred voters elect a representative once in three years; more than four hundred, and less than a thousand voters, once in two years; more than a thousand voters, one each year; and, in all larger towns and cities, one representative for each twelve hundred voters, or majority fraction thereof.

Text-books.

*Ordered*, In concurrence, that the committee on Education consider the expediency of providing by law that the text-books used in the public schools shall be the same throughout the State, so that parties removing from one town to another shall not be obliged to buy new books, and thus save great expense to the citizens of this Commonwealth.

Public school instruction.

*Ordered*, In concurrence, that the committee on Education consider the expediency of abolishing certain studies, or simplifying the same, in our public schools, so that the children of our State may receive a good common-school education without injury to their health, to carry on successfully the ordinary vocations of life, and thus make education free and alike to all.

Foreign Insurance Companies.

*Ordered*, In concurrence, that the committee on Insurance be instructed to report on the expediency of amending chapter 186 of the Acts of 1861, and chapter 61 of the Acts of 1877, so as to extend the provisions of the act, to

regulate forfeitures of policies, to foreign insurance companies, and be requested to report what progress, if any, has been made toward securing uniform laws on the subject in the other States.

*Ordered*, In concurrence, that the committee on Military Affairs consider and report what action or legislation is necessary to protect soldiers and sailors receiving military aid from disfranchisement under the pauper laws.

Soldiers and sailors.

*Ordered*, In concurrence, that the committee on Printing consider the expediency of providing by law, that hereafter the annual report of the Prison Commissioners on the Reformatory Prison for Women at Sherborn be considered and printed as a public document.

Woman's Prison.

*Ordered*, In concurrence, that the committee on Railroads consider what legislation is necessary for the protection of the public against accidents caused by the use of poor and imperfect railroad-switches, and to examine into the comparative merits of the different switches now in use in the United States, and to report whether, in the opinion of the committee, it is not desirable to provide for the use of a switch that does not, under any circumstances break the main tracks of the road.

Railroad switches.

*Ordered*, In concurrence, that the committee on Street Railways consider what legislation is necessary to limit the building of elevated street railroads, so that said railroads shall be covered or bridged over.

Elevated railroads.

*Ordered*, In concurrence, that the committee on Street Railways consider the expediency of reviving the charter of the Fall-River Street Railway Company.

Fall-River Street Railway.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of making a law requiring assessors of taxes of the cities and towns of this Commonwealth to make returns to the Commissioner of Taxes, showing the items of personal property — namely, goods; wares, merchandise, personal income from trade or profession, live-stock, money at interest, whether secured or unsecured by mortgage, etc. — which are assessed in the cities or towns of this Commonwealth.

Assessments of taxes.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of codifying the laws relating to the assessment and collection of taxes, and the redemption of estates sold for taxes, and whether any amendment thereto should be made; and, if so, to report such laws by

ibid.

bill, and such amendments thereto, as said committee shall recommend for adoption.

Trout, etc.

A Bill to limit the time for taking trout, land-locked salmon, and lake trout, introduced on leave in the Senate, was read, and referred in concurrence to the committee on the Fisheries.

Boards of health.

A Bill authorizing agents of boards of health to make complaints for violation of the laws relating to public health, passed to be engrossed by the Senate, was read, and referred to the committee on Public Health, and sent up for concurrence in the reference.

New State Prison.

A Resolve providing for payment of expenses incurred in building an additional workshop at the new State Prison, passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

Assessors of taxes.

A Bill to amend chapter 77 of the Acts of the year 1878, extending the powers of assessors of taxes, reported on an order, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

Liquor Law.

The following papers were referred in concurrence :

Petition of Rufus C. Flagg and 49 others, for a prohibitory law. To the committee on the Liquor Law.

Brookline and Boston.

Petition (taken from the Senate files of last year) of Alonzo Farrar and others, for the annexation of Brookline to Boston. To the committee on Towns.

Tunnel.

Petition of Edward Hamilton, relative to appropriations for the Troy and Greenfield Railroad and Hoosac Tunnel, the business and management thereof, and the duties of connecting roads; and

Ibid.

Petition of Henry Winn, relative to legislation to protect the interests of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel.

Severally to the committee on Hoosac Tunnel and the Troy and Greenfield Railroad.

Cambridge Mutual Fire-Insurance Company.

Petition of the Cambridge Mutual Fire Insurance Company of Cambridge, for authority to hold real estate. To the committee on Insurance.

Taunton Great River.

Petition of Walter D. Nichols, relative to fishing in Taunton Great River. To the committee on the Fisheries.

Flats rented to the New-York and New-England Railroad.

Petition of John Winslow, relative to increased rental of the twenty-five-acre piece of Commonwealth flats at South Boston. To the committee on Public Lands.

Petition of Weaver Osborn, for the renewal of the charter of the Fall-River Street-railway Company. To the committee on Street Railways.

Fall-River  
Street Railway.

The petition of the selectmen of Brockton, for reimbursement for money paid for rent of armory, referred in the House to the committee on Military Affairs, and sent up for concurrence, came down referred in non-concurrence to the committee on Claims; in which reference the House concurred.

Brockton.

### *Reports of Committees.*

By Mr. Russell of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending chapter 208 of the Acts of the year 1877 relative to keeping of registers of voters in towns, by inserting the word "clerical" before the word "omission."

Registers in  
towns.

By Mr. Rockwell of Pittsfield, from the same committee, leave to withdraw, on the petition of A. W. Bates and others, for the repeal of the law requiring a license to peddle goods.

Peddlers'  
licenses.

By Mr. Whitney of Stowe, from the committee on Claims, leave to withdraw, on the petition of Mary Curran, for State aid.

Mary Curran.

By Mr. Nichols of Lawrence, from the committee on Military Affairs, leave to withdraw, on petition of John Vigneron, for such legislation as will entitle him to the benefits provided for those who served as part of the quota of the Commonwealth during the late war.

John Vigneron.

By Mr. Johnson of Boston, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to reducing or abolishing the fee for peddlers' licenses.

Peddlers'  
licenses.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Ware of Milton, from the committee on the Judiciary, asking to be discharged from the further consideration of the petition of W. D. Northend and others, for an additional master in chancery for Essex County, and recommending its reference to the committee on Probate and Chancery. Read, and accepted under a suspension of the rule.

Essex-county  
master in  
chancery.

By Mr. Maynard of Springfield, from the same committee, asking to be discharged from the further consideration of the order relative to redistricting the county of Plymouth for district courts; and a petition of Andrew Grif-

Plymouth-  
county district  
courts.

fiths relative to abolishing said courts in said county, and recommending their reference to the committee on Retrenchment. Read, accepted under a suspension of the rule, and the papers severally sent up for concurrence in the reference.

State Almshouse.

By Mr. Savery of Carver, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the State Almshouse at Tewksbury. Read, and referred under the rule to the committee on Finance.

Suffolk-county court-house.

By Mr. Fuller of Boston, from the committee on the Judiciary, that the Bill (on leave) to amend "An Act to authorize the city of Boston to take and hold land for a court-house for the county of Suffolk ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Boston, inn-holders, etc.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Bill in relation to the licenses of inn-holders and common victuallers in the city of Boston ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Camp-meetings.

By Mr. Whitney of Stowe, from the committee on Parishes and Religious Societies, on a petition, a Bill to amend chapter 59 of the Acts of the year 1867 for the protection of camp-meetings.

West Parish Congregational Society, Amesbury.

By Mr. Joyce of Boston, from the same committee, on a petition, a Bill to change the name of the West-Parish Congregational Society of Amesbury.

Jurors.

By Mr. Brackett of Boston, from the committee on Retrenchment, on a bill on leave, a Bill relating to the fees of jurors.

Onset Bay Grove Association.

By Mr. Hill of Boston, from the committee on Harbors, on a petition, a Bill to authorize the Onset Bay Grove Association to construct and maintain a bridge over tide-water.

David Miller.

By Mr. Russell of Boston, from the committee on the Judiciary, on a petition, a Resolve in favor of the executors and devisees under the will of David Miller, late of Boston, deceased.

Bail.

By the same gentleman, from the same committee, on a petition, a Bill to amend an act relating to bail in criminal cases, and enlarging the power of the courts to take bail.

Sewers and drains.

By Mr. Ware of Milton, from the same committee, on orders, a Bill to amend chapter 232 of the Acts of the year 1878 relating to sewers and drains.

By the same gentleman, from the same committee, on a bill on leave, a Bill to amend chapter 269 of the Acts of the year 1872 relative to the First District Court of Northern Middlesex.

First District  
Court Northern  
Middlesex.

By Mr. Hale of Cambridge, from the same committee, on orders, a Bill to repeal chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors.

Judgment  
debtors.

By Mr. Maynard of Springfield, from the same committee, on an order, a Bill to amend chapter 11 of the General Statutes relating to the assessment of taxes.

Assessment of  
taxes.

By Mr. Marsh of Quincy, from the committee on Railroads, on an order, a Bill in relation to the manner of appointing the State Directors of the Boston and Albany Railroad Company.

State Directors.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

The report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending the law concerning the settlement of paupers, was, on motion of Mr. Hartshorn of Worcester, postponed for further consideration until to-morrow.

Orders of the  
day.

#### Bills (on leave):

In relation to the sale and transfer of personal property by foreign guardians, executors, and administrators; and

Concerning the estate of insolvent debtors, and composition of the debts against the same;

Were severally rejected, as recommended by the committee on Probate and Chancery.

#### Bills:

Relating to the civil jurisdiction of the municipal court of the city of Boston;

In addition to "An Act in relation to savings banks, and institutions for savings;" and

To amend chapter 205 of the Acts of the year 1874, entitled "An Act relating to the rights of husbands and wives, and for the protection of minor children;" and a

Resolve relative to stereotype and other plates and woodcuts belonging to the Commonwealth;

Were severally read, and ordered to a third reading.

#### Resolves:

Providing for the printing of five hundred extra copies

of the report of the Commissioners of Prisons relative to the Reformatory Prison for Women; and

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

**Bills:**

To amend "An Act to incorporate the Veteran Association of the Independent Corps of Cadets;"

To authorize the trustees of the Sigma Phi Society of Williams College to hold meetings in the city of New York;

To incorporate the Billerica and Bedford Narrow-gauge Railroad Company; and

To change the name of the trustees of the Abbot Female Academy in Andover;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

Prohibiting interments under St. Paul's Church in Boston, and for other purposes;

To fix the salary of the Secretary of the Commonwealth, and the salaries and compensation of the persons employed in the Secretary's department; and

Establishing the salary of the Auditor, and of the clerks in his department;

Were severally read a third time, and passed to be engrossed in concurrence, the last-named bill being sent up for concurrence in an amendment adopted by the House.

At 3.40 adjourned.

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FRIDAY, Feb. 7, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suffrage.

By Mr. Foss of Boston, petition of Harriet Johnston and 18 others; by Mr. Brigham of Westborough, of Mrs. D. W. Forbes and 174 others; by Mr. Berry of Stoneham, of H. B. Green and 50 others; by Mr. Sampson of Boston, of Joseph Robbins and 145 others; by Mr. Russell of Boston, of Susie C. Vogl and others; by Mr. Stanley of Attleborough, of Sarah E. Parker and others; by Mr. Sargent of Methuen, of S. A. Newell and 63 others; and,

by Mr. Callender of Boston, of Mary A. Carlton and others, —severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

By Mr. Pratt of Weymouth, petition of Lydia L. Blanchard and others, for a prohibitory liquor law. Referred to committee on the Liquor Law. Liquor Law.

By Mr. Howes of Dennis, remonstrance of Kensinan & Company and others, against the establishment of the office of harbor-master for Vineyard Haven. Referred to committee on Harbors. Harbor-master,  
Vineyard  
Haven.

The Forty-Second Annual Report of the Secretary of the Board of Education was received. Referred to the committee on Education. Board of  
Education.

Severally sent up for concurrence.

#### *Committee Announced.*

The Speaker announced as the members on the part of the House, of the committee on so much of the subject of woman suffrage as does not involve an amendment to the constitution, Messrs. Morton of Fairhaven, Fish of Sandwich, Lowther of Boston, Hosmer of Ware, and Van Deusen of Westfield. Committee on  
Woman Suffrage.

#### *Papers from the Senate.*

*Ordered,* In concurrence, that the committee on Retrenchment consider the expediency of abolishing, consolidating, or reducing the salaries of any one or all of the various boards of different departments or commissions, or any officers or agents in state, county, or municipalities, with a view of more certain and absolute retrenchment and reform in any or all of the various and almost countless number of offices in state, county, and municipalities. Retrenchment.

A Resolve directing the Attorney-General to protect the interests of the Commonwealth in the suit brought by the Troy and Greenfield Railroad came down passed to be engrossed in concurrence, with amendments, in which the House concurred. Troy and Green-  
field Railroad.

The petition of Mrs. T. T. Hartford, for a law giving women the right to vote upon all questions relating to the sale of intoxicating liquors, was referred in concurrence to the joint special committee on Woman Suffrage. Women's  
voting on the  
liquor question.



**Liquor Law.**

The petition of Frederick R. Abbe and others, Congregational ministers, for a prohibitory liquor law, was referred, in concurrence, to the committee on the Liquor Law.

*Bill Enacted, and Resolve Passed.***Bill enacted.**

An engrossed Bill to supply the town of Middleborough with pure water (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

**Resolve passed.**

An engrossed Resolve directing the Attorney-General to protect the interests of the Commonwealth in the suit brought by the Troy and Greenfield Railroad (which originated in the House) was passed, signed, and sent to the Senate.

*Reports of Committees.***Law-term of Superior Court.**

By Mr. Ware of Milton, from the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a general law-term of the Superior Court, to which all law-questions arising in the Superior Court shall be referred, and allowing appeals therefrom to the Supreme Court.

**Trap-shooting.**

By Mr. Maynard of Springfield, from the same committee, inexpedient to legislate, on an order relative to trap-shooting, or the shooting of birds or animals for amusement.

**Sales to minors.**

By Mr. Fuller of Boston, from the same committee, inexpedient to legislate, on an order relative to legislation concerning the rights of merchants who may sell goods to minors.

**Prosecutors of burglary, robbery, and larceny.**

By Mr. Russell of Boston, from the same committee, inexpedient to legislate, on an order relative to amending section 32, chapter 161, of the General Statutes concerning the compensation, by the State, of prosecutors under said act.

**M. H. Torrey**

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of Mary H. Torrey, for State aid.

**Military musicians.**

By Mr. Monroe of Brockton, from the committee on Military Affairs, leave to withdraw, on the petition of Alonzo Bond and others, for legislation providing that only Massachusetts musicians shall accompany the Massachusetts militia.

**New-England Guard.**

By Mr. Thayer of Boston, from the same committee, leave to withdraw, on the petition of the New-England Guard of the city of Boston, for an amendment of its charter.

By Mr. Wiggin of Lowell, from the committee on Prisons, on an order relative to the discharge of the sewage of the Concord State Prison into the Concord River, conclusions which are printed in House Doc. No. 92.

Sewage of New State Prison.

By Mr. Osgood of Salem, from the committee on Railroads, that the Bill (on leave) requiring railroad corporations to carry officers and members of the Legislature free of charge during its session ought not to pass.

Free passes.

Severally read, and placed in the orders of the day for Monday, the question in the last case being on the rejection of the bill.

By Mr. Fuller of Boston, from the committee on the Judiciary, asking to be discharged from the further consideration of the order relative to repealing chapter 165 of the Acts of the year 1875 relative to a water-supply for the city of Cambridge, and recommending that it be referred to the committee on Public Health. Read, accepted under suspension of the rule, and the order sent up for concurrence in the reference.

Cambridge water-supply.

By Mr. McGeough of Boston, from the committee on Probate and Chancery, on a petition, a Resolve in favor of George White. Read, and referred under Rule 42 to the committee on Finance.

George White.

By Mr. Clark of Petersham, from the committee on Parishes and Religious Societies, on a petition, a Bill to authorize the North Parish of Wrentham to sell the meeting-house and land of said parish to the town of Norfolk.

North Parish of Wrentham.

By Mr. Hale of Cambridge, from the committee on the Judiciary, on a bill on leave, a Bill amending chapter 44 of the Acts of the year 1878 relating to the term of service of jurors in the county of Suffolk.

Suffolk-county jurors.

Severally read, and ordered to a second reading.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Bill (on leave) to amend chapter 221 of the Acts of the year 1878 relative to a building erected by the Massachusetts Charitable Mechanic Association, ought to pass. Placed in the orders of the day for a second reading on Monday.

Massachusetts Charitable Mechanic Association.

### *Orders of the Day.*

Reports of the committee on the Judiciary:

Leave to withdraw, on the petition of A. W. Bates and others, for the repeal of the law requiring a license to peddle goods; and

Orders of the day.

**Liquor Law.** The petition of Frederick R. Abbe and others, Congregational ministers, for a prohibitory liquor law, was referred, in concurrence, to the committee on the Liquor Law.

*Bill Enacted, and Resolve Passed.*

**Bill enacted.** An engrossed Bill to supply the town of Middleborough with pure water (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

**Resolve passed.** An engrossed Resolve directing the Attorney-General to protect the interests of the Commonwealth in the suit brought by the Troy and Greenfield Railroad (which originated in the House) was passed, signed, and sent to the Senate.

*Reports of Committees.*

**Law-term of Superior Court.** By Mr. Ware of Milton, from the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a general law-term of the Superior Court, to which all law-questions arising in the Superior Court shall be referred, and allowing appeals therefrom to the Supreme Court.

**Trap-shooting.** By Mr. Maynard of Springfield, from the same committee, inexpedient to legislate, on an order relative to trap-shooting, or the shooting of birds or animals for amusement.

**Sales to minors.** By Mr. Fuller of Boston, from the same committee, inexpedient to legislate, on an order relative to legislation concerning the rights of merchants who may sell goods to minors.

**Prosecutors of burglary, robbery, and larceny.** By Mr. Russell of Boston, from the same committee, inexpedient to legislate, on an order relative to amending section 32, chapter 161, of the General Statutes concerning the compensation, by the State, of prosecutors under said act.

**M. H. Torrey** By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of Mary H. Torrey, for State aid.

**Military musicians.** By Mr. Monroe of Brockton, from the committee on Military Affairs, leave to withdraw, on the petition of Alonzo Bond and others, for legislation providing that only Massachusetts musicians shall accompany the Massachusetts militia.

**New-England Guard.** By Mr. Thayer of Boston, from the same committee, leave to withdraw, on the petition of the New-England Guard of the city of Boston, for an amendment of its charter.

By Mr. Wiggin of Lowell, from the committee on Prisons, on an order relative to the discharge of the sewage of the Concord State Prison into the Concord River, conclusions which are printed in House Doc. No. 92.

Sewage of New State Prison.

By Mr. Osgood of Salem, from the committee on Railroads, that the Bill (on leave) requiring railroad corporations to carry officers and members of the Legislature free of charge during its session ought not to pass.

Free passes.

Severally read, and placed in the orders of the day for Monday, the question in the last case being on the rejection of the bill.

By Mr. Fuller of Boston, from the committee on the Judiciary, asking to be discharged from the further consideration of the order relative to repealing chapter 165 of the Acts of the year 1875 relative to a water-supply for the city of Cambridge, and recommending that it be referred to the committee on Public Health. Read, accepted under suspension of the rule, and the order sent up for concurrence in the reference.

Cambridge water-supply.

By Mr. McGeough of Boston, from the committee on Probate and Chancery, on a petition, a Resolve in favor of George White. Read, and referred under Rule 42 to the committee on Finance.

George White.

By Mr. Clark of Petersham, from the committee on Parishes and Religious Societies, on a petition, a Bill to authorize the North Parish of Wrentham to sell the meeting-house and land of said parish to the town of Norfolk.

North Parish of Wrentham.

By Mr. Hale of Cambridge, from the committee on the Judiciary, on a bill on leave, a Bill amending chapter 44 of the Acts of the year 1878 relating to the term of service of jurors in the county of Suffolk.

Suffolk-county jurors.

Severally read, and ordered to a second reading.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Bill (on leave) to amend chapter 221 of the Acts of the year 1878 relative to a building erected by the Massachusetts Charitable Mechanic Association, ought to pass. Placed in the orders of the day for a second reading on Monday.

Massachusetts Charitable Mechanic Association.

### *Orders of the Day.*

Reports of the committee on the Judiciary:

Leave to withdraw, on the petition of A. W. Bates and others, for the repeal of the law requiring a license to peddle goods; and

Orders of the day.

Inexpedient to legislate, on an order relative to amending chapter 208 of the Acts of the year 1877 relative to keeping of registers of voters in towns, by inserting the word "clerical" before the word "omission;"

Were severally accepted, a motion of Mr. Bryan of Westfield to amend the last-named report by substituting a bill having been rejected.

**Reports :**

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending the law concerning the settlement of paupers ;

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to reducing or abolishing the fee for peddlers' licenses ; and

Of the committee on Claims, leave to withdraw, on the petition of Mary Curran for State aid ;

Were severally accepted, and sent up for concurrence.

The report of committee on Military Affairs, leave to withdraw, on petition of John Vigneron, for such legislation as will entitle him to State aid (on motion of Mr. Kelley of Cambridge) ; and

**Bills :**

To repeal chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors (on motion of Mr. Hale of Cambridge) ; and

In addition to "An Act in relation to saving banks and institutions for savings" (on motion of Mr. Bennett of Boston) ;

Were severally postponed for further consideration until Monday.

The Bill (on leave) to amend "An Act to authorize the city of Boston to take and hold land for a court-house for the county of Suffolk," was rejected as recommended by the committee on the Judiciary.

**Bills :**

To amend chapter 59 of the Acts of the year 1867 for the protection of camp-meetings ;

To change the name of the West-Parish Congregational Society of Amesbury ;

To authorize the Onset Bay Grove Association to construct and maintain a bridge over tide-water ;

To amend chapter 232 of the Acts of the year 1878 relating to sewers and drains ;

To amend an act relating to bail in criminal cases, and enlarging the power of the courts to take bail ;

To amend chapter 11 of the General Statutes relating to the assessment of taxes;

To amend chapter 269 of the Acts of the year 1872 relative to the First District Court of Northern Middlesex;

In relation to the licenses of innholders and common victuallers in the city of Boston;

To amend chapter 77 of the Acts of the year 1878 extending the powers of assessors of taxes; and a

Resolve in favor of the executors and devisees under the will of David Miller, late of Boston, deceased;

Were severally read a second time, and ordered to a third reading.

The Bill in relation to the manner of appointing the State Directors of the Boston and Albany Railroad Company was read a second time, and, on motion of Mr. Marsh of Quincy, recommitted to the committee on Railroads.

The Bill relating to the civil jurisdiction of the municipal court of the city of Boston was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 205 of the Acts of the year 1874, entitled "An Act relating to the rights of husbands and wives, and for the protection of minor children;" and the

Resolve relative to stereotype and other plates and woodcuts, belonging to the Commonwealth;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill relating to fees of jurors was read a second time, and considered. Mr. Colburn of Leominster moved to amend by making the pay of jurors three dollars per day instead of two dollars and a half as provided in the bill. On this question the yeas and nays were ordered on request of Mr. Walker of Worcester; and, the roll being called, the amendment was adopted by a vote of 80 yeas to 76 nays, as follows:—

#### YEAS.

Messrs. Adams, Albert S.  
Atkinson, Benjamin F.  
Barrett, Richard.  
Bartlett, Charles R.  
Bennett, James W.  
Berry, John F.

Messrs. Brooks, William A.  
Burr, Benjamin F.  
Carberry, William H.  
Colburn, George F.  
Coleman, Lewis.  
Converse, Elisha S.

## JOURNAL OF THE HOUSE.

|                                    |                                    |
|------------------------------------|------------------------------------|
| <b>Messrs.</b> Crocker, Charles T. | <b>Messrs.</b> McCulloch, Leonard. |
| Crocker, Elisha, jun.              | McGeough, James A.                 |
| Crowley, Jeremiah J.               | McGlynn, Patrick M.                |
| Crowley, Robert E.                 | McMahon, John F.                   |
| Davis, Joseph W.                   | Mellen, James H.                   |
| Day, Thomas H.                     | Mooney, Daniel S.                  |
| Donnell, Elbridge C.               | Moulton, Jesse.                    |
| Emery, Levi.                       | Nichols, Joseph J.                 |
| Everson, John W.                   | Norton, John B.                    |
| Flood, John T.                     | O'Connor, Dennis.                  |
| Foss, William A.                   | Paddack, Henry.                    |
| Frye, Newton P.                    | Peabody, John W.                   |
| Graham, James B.                   | Pickman, John J.                   |
| Henry, Neil.                       | Pinkham, Daniel R.                 |
| Hines, Francis E.                  | Ranlett, Charles E.                |
| Hoar, William M.                   | Reed, John D.                      |
| Hollis, Freeman.                   | Reed, William, jun.                |
| Hooper, John H.                    | Rich, Stephen.                     |
| Ingraham, William H.               | Rowe, Amos.                        |
| James, John F.                     | Sampson, George T.                 |
| Joyce, John.                       | Sanders, William.                  |
| Kelley, Joseph J.                  | Sargent, Edmund P.                 |
| Kimball, D. Smith.                 | Seeley, Montressor S.              |
| Lawrence, Sumner P.                | Shipman, Jonathan E.               |
| Leonard, Marcus.                   | Tufts, Arthur W.                   |
| Levy, Samson.                      | Wardwell, Henry.                   |
| Lewis, Bangs A.                    | Webster, Abel.                     |
| Lincoln, Elmer.                    | Wentworth, Charles A.              |
| Livermore, Rufus.                  | Whitney, Edwin.                    |
| Looke, James L.                    | Wiggin, William H.                 |
| Lowther, George W.                 | Willis, George D.                  |
| Lyon, William.                     | Wiswell, Joseph.                   |
| Magee, James P.                    | Witherell, William D.              |
| Marsh, Edwin W.                    | Wonson, Charles H.                 |

## NAYS.

|                                 |                                  |
|---------------------------------|----------------------------------|
| <b>Messrs.</b> Ames, Azel, jun. | <b>Messrs.</b> Brown, William H. |
| Baker, John I.                  | Bulloch, Andrew.                 |
| Bates, Theodore C.              | Clark, Joel C.                   |
| Beeching, Richard.              | Clark, Lyman.                    |
| Bennett, Joseph.                | Coggin, William S.               |
| Blake, J. Albert.               | Darby, William F.                |
| Bolles, Matthew.                | Desmond, Cornelius.              |
| Bond, George H.                 | Ferson, Charles H.               |
| Brackett, John Q. A.            | Fuller, Henry W.                 |
| Bradstreet, Dudley.             | Glines, Jacob T.                 |
| Brigham, George O.              | Glover, George D.                |
| Brown, Horace.                  | Hale, Edwin B.                   |
| Brown, Luther J.                | Hartshorn, Calvin L.             |

MONDAY, FEBRUARY 10, 1879.

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|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Hastings, Thomas J. | Messrs. Russell, Thomas. |
| Hill, Hamilton A.           | Scott, Augustus E.       |
| Horton, Nathaniel A.        | Sherburne, John H.       |
| Howland, Charles H.         | Smith, Elizur.           |
| Johnson, Henry A.           | Smith, Rufus.            |
| Kimball, Albert.            | Smyth, William A. S.     |
| Ladd, Charles B.            | Soule, Rufus A.          |
| Leary, Frank D.             | Sparrow, James H.        |
| Lincoln, Arthur.            | Stanley, John.           |
| Loring, Chauncy.            | Stetson, George F.       |
| Mather, Benjamin F., jun.   | Stone, Josiah F.         |
| Maynard, Elisha B.          | Stuart, William J.       |
| Monroe, Alfred C.           | Sweetser, John.          |
| Morton, Elbridge G., jun.   | Thayer, Edward F.        |
| Murphy, Patrick F.          | Thayer, Frederick.       |
| O'Neil, Joseph H.           | Thomas, Edward I.        |
| Osgood, Charles S.          | Trussell, Rufus.         |
| Park, George W.             | Van Deusen, Merritt.     |
| Powers, Henry W.            | Varnum, Leavitt R. J.    |
| Pratt, Edwin B.             | Wadlin, Daniel H.        |
| Prescott, Charles J.        | Walker, Joseph H.        |
| Pynchon, William.           | Ware, Horace E.          |
| Quigley, James L.           | Webber, Alonzo C.        |
| Randall, David.             | Woodbury, George D.      |
| Rockwell, Francis W.        | Wright, Francis W.       |

Yeas, 80 ; nays, 76.

At 4.45 adjourned.

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MONDAY, Feb. 10, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

A message was received from the Governor, transmitting a copy of certain resolutions adopted by the General Assembly of Alabama relative to the enactment of such legislation as will prevent the exercise of jurisdiction by the courts of the United States in certain proceedings against municipal corporations in the several States. Read, referred to the committee on Federal Relations, ordered to be printed, and sent up for concurrence.

Alabama resolutions.



*Petitions Presented.***Woman suffrage.**

By Mr. Whitney of Stow, petition of F. Ellen Brown and others; by Mr. Smith of Warren, petition of W. B. Stone and 85 others; by Mr. Lawrence of Pepperell, petition of J. D. Bugbee and 12 others; and, by Mr. Kimball of Haverhill, petition of Caroline A. Tuttle and 6 others, — severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

**Women voting on school committees.**

By Mr. Norton of Boston, petition of Mrs. I. R. Brigham, M.D.; by Mr. Berry of Stoneham, petition of Lilian J. Davis and others; by Mr. Crowley of Lowell, petition of F. B. Wentworth and others; by Mr. Hale of Cambridge, petition of Mary Mann and others; and, by Mr. Witherell of Norton, petition of R. G. Parker and 13 others, — severally for a law allowing women to vote for school committees.

Severally referred to the committee on Education.

**Liquor Law.**

By Mr. Kimball of Haverhill, petition of J. K. Jenness and 110 others, for a prohibitory law. Referred to the committee on the Liquor Law.

Severally sent up for concurrence.

*Papers from the Senate.***Boston and Albany, and New-York and New-England Railroads.**

A report of the committee on Railroads, asking to be discharged from further consideration of the petition of John Winslow, that the Commonwealth dispose of its interests in the Boston and Albany and New-York and New-England Railroad Corporation, and recommending that it be referred to the committee on the Treasury of the Senate, accepted by the Senate, came down for concurrence in the discharge of the committee, in which the House concurred under suspension of the rule.

**Treasury salaries.**

The Bill to establish the salaries of the Treasurer and Receiver-General, and of the clerks in his department, reported, in part, on various matters relating to retrenchment, passed to be engrossed by the Senate, was read, and, under suspension of Rule 42, was ordered to a second reading.

**Fencing of railroads.**

A Bill concerning the fencing of railroads, taken from the Senate files of last year, was read, and referred in concurrence to the committee on Railroads.

Petitions of Rev. R. R. Meredith and others, and of Rev. T. B. Thayer and 28 others, for a prohibitory law; and a

Memorial of the Massachusetts Women's Christian Temperance Union, upon the subject of prohibiting by law the sale of intoxicating liquor;

Were severally referred, in concurrence, to the committee on the Liquor Law.

*Bills Enacted.*

Engrossed bills:

To provide a penalty for withholding information sought by school committees or their agents;

To authorize the city of Boston to pay the administrator of the estate of Michael F. Wells, for labor and materials furnished by said Wells to said city while a member of its city council; and

To authorize the trustees of the Delta Psi Society of Williams College to hold meetings in the city of New York;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Bills enacted.*

*Taken from the Table.*

The Bill (on leave) to provide for returns to the Secretary of the Commonwealth of all fees and salaries paid from the treasury of the State, or of any county therein, was, on motion of Mr. Hale of Cambridge, taken from the table, and placed in the orders of the day for to-morrow, the question being on its rejection.

*Fees, salaries, etc.*

*Reports of Committees.*

By Mr. Fuller of Boston, from the committee on the Judiciary, inexpedient to legislate, on orders:

Relative to further legislation in relation to the liability of common carriers;

*Common carriers.*

Relative to sales of merchandise by consignees or factors;

*Consignees or factors.*

Relative to legislation providing that theatres shall have at least two places of egress in addition to stage-entrances;

*Theatres.*

Relative to extending the powers of constables, police-officers, and sheriffs; and

*Constables, police-officers, and sheriffs.*

Relative to amending section 25 of chapter 165 of the General Statutes concerning the penalty for drunkenness.

*Drunkenness.*

Illegal acts by  
jurors.

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to amending the laws, so that evidence of certain fraudulent and illegal acts of jurors may be considered at hearings of motions for new trials.

Equal taxation.

By Mr. Dee of Boston, from the committee on Taxation, leave to withdraw, on the petition of Benjamin P. Ware, for legislation providing equal taxation for all, and exemption for none, with reference to taxation of church property, and deposits in savings banks.

Taxation of tan-  
gible property.

By Mr. Colburn of Leominster, from the same committee, inexpedient to legislate, on an order relative to legislation providing for a system of general taxation for ordinary revenue, wherein assessments shall be made on tangible property only.

Parsonages.

By Mr. Crosby of Milford, from the same committee, inexpedient to legislate, on an order relative to exempting from taxation all real estate owned by religious societies, and occupied for parsonage purposes.

Taxation of  
property now  
exempt.

By Mr. Stanley of Attleborough, from the same committee, inexpedient to legislate, on an order relative to taxing certain property now exempt, but which is used as a source of revenue.

Discharged  
convicts.

By Mr. Bond of Boston, from the committee on Prisons, no legislation necessary, on the report of the State Agent for Discharged Convicts.

Severally read, and placed in the orders of the day for to-morrow.

State Prison  
workshop.

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Resolve providing for payment of expenses incurred in building an additional workshop at the new State Prison ought to pass.

State Reform  
School.

By Mr. Hill of Boston, from the same committee, that the Resolve in favor of the State Reform School at Westborough ought to pass.

Interest on  
taxes.

By Mr. Hastings of Worcester, from the committee on Taxation, that the Bill (on leave) in relation to interest upon taxes ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

Educational  
expenses —  
Appropriation  
Bill No. 8.

By Mr. Fitz Gerald of Boston, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for certain educational expenses.

Perch.

By Mr. Howland of Plymouth, from the committee on the Fisheries, on a petition of citizens of Plymouth, a Bill for the protection of the perch-fisheries.

By Mr. Litchfield of South Scituate, from the same committee, on an order, a Bill to preserve and protect the eel-fisheries in North River and its tributaries in the county of Plymouth. North River.

By Mr. Russell of Boston, from the committee on the Judiciary, on a petition and remonstrance, a Bill to incorporate the trustees of Thayer Academy. Thayer Academy.

By Mr. Hale of Cambridge, from the same committee, on a bill on leave, a Bill to revive and continue the charter of the Allegheny-river Oil Company for certain purposes. Allegheny-river Oil Company.

By Mr. Ladd of Springfield, from the committee on Finance, on so much of the report of the Auditor of Accounts as relates to the Harbor-improvement Loan, a Bill to provide for the payment of the Harbor-improvement Loan. Harbor-improvement Loan.

By Mr. Sweetser of Boston, from the committee on Insurance, on suggestions of the insurance commissioner, in part, bills : Insurance companies.

In addition to chapter 58 of the General Statutes relating to insurance companies ; and

To amend chapter 175 of the Acts of the year 1877 relative to the redemption of the guarantee capital of mutual fire-insurance companies. Guarantee capital of insurance companies.

Severally read, and ordered to a second reading.

### *Discharged from the Orders.*

On motion of Mr. Nichols of Lawrence, the report of committee on Military Affairs, leave to withdraw, on petition of John Vigneron, for such legislation as will entitle him to State aid, was discharged from the orders of the day, and postponed for further consideration until Wednesday next. John Vigneron.

On motion of Mr. Scott of Lexington, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to trap-shooting, etc., was discharged from the orders of the day, and laid on the table. Trap-shooting.

On motion of Mr. Callender of Boston, the Bill to amend chapter 11 of the General Statutes relating to the assessment of taxes was discharged from the orders of the day, and postponed for further consideration until Thursday next. Assessment of taxes.

### *Orders of the Day.*

Reports of the committee on the Judiciary, inexpedient to legislate : Orders of the day.

On an order relative to establishing a general law term of the Superior Court ;

On an order relative to legislation concerning the rights of merchants who may sell goods to minors ; and

On an order relative to amending section 32, chapter 161, of the General Statutes, concerning the compensation by the State of prosecutors under said act ;

Were severally accepted.

#### Reports :

Of the committee on Claims, leave to withdraw, on the petition of Mary H. Torrey, for State aid ;

Of the committee on Military Affairs, leave to withdraw :

On the petition of Alonzo Bond and others, for legislation providing that only Massachusetts musicians shall accompany the Massachusetts militia ; and

On the petition of the New-England Guard of the city of Boston, for an amendment of its charter ; and

Of the committee on Prisons on an order relative to the discharge of the sewage of the Concord State Prison into the Concord River ;

Were severally accepted, and sent up for concurrence.

The Bill to repeal chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors was read a second time and considered, and, on motion of Mr. Wade of Newton (Mr. Noyes of Boston being in the chair), it was recommitted to the committee on the Judiciary.

The Bill in addition to "An Act in relation to savings banks and institutions for savings" was read a third time, and, pending the question on engrossment, was laid on the table, on motion of Mr. Thomas of Brookline.

The Bill to amend chapter 221 of the Acts of the year 1878 relative to a building erected by the Massachusetts Charitable Mechanic Association, was read a second time, and, on motion of Mr. Tufts of Boston, it was laid on the table, pending the question on ordering it to a third reading.

#### Bills :

To authorize the North Parish of Wrentham to sell the meeting-house and land of said parish to the town of Norfolk ; and

Amending chapter 44 of the Acts of the year 1873 relating to the term of service of jurors in the county of Suffolk ;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To authorize the Onset Bay Grove Association to construct and maintain a bridge over tide-water;

To amend chapter 59 of the Acts of the year 1867, for the protection of camp-meetings;

To change the name of the West-Parish Congregational Society of Amesbury;

To amend chapter 232 of the Acts of the year 1878 relating to sewers and drains;

To amend an act relating to bail in criminal cases, and enlarging the power of the courts to take bail;

To amend chapter 269 of the Acts of the year 1872 relative to the First District Court of Northern Middlesex; and a

Resolve in favor of the executors and devisees under the will of David Miller, late of Boston, deceased (amended on motion of Mr. Russell of Boston);

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the licenses of innholders and common victuallers in the city of Boston was read a third time, amended on motion of Mr. Fitz Gerald of Boston, passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The Bill to amend chapter 77 of the Acts of the year 1878 extending the powers of assessors of taxes, was read a third time, and postponed for further consideration until to-morrow, on motion of Mr. Paige of Cambridge, the question being on its engrossment.

The Bill relating to the fees of jurors was read a third time and considered. Amendments were moved by Messrs. Whitney of Stow, Marsh of Quincy, and Leary of Worcester, each proposing a less sum for the pay of jurors than that provided in the bill; and, the Speaker putting the question whether the sum named in the bill (three dollars per day) should stand, it was carried, and the bill was passed to be engrossed, and sent up for concurrence.

The Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session was considered, the question being on its rejection, as recommended by the committee on Railroads. On this

question the yeas and nays were ordered on request of Mr. Osgood of Salem; and, the roll being called, the question of rejection was negatived by a vote of 79 yeas to 100 nays, as follows:—

## YEAS.

Messrs. Barnard, Abner.  
 Barrett, Richard.  
 Bartlett, Charles R.  
 Beeching, Richard.  
 Bennett, James W.  
 Bigelow, Francis.  
 Bond, George H.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, Luther J.  
 Clark, Wilder P.  
 Clarke, Henry S.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Gaylord, William M.  
 Glover, George D.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hastings, Thomas J.  
 Hill, Hamilton A.  
 Hollis, Freeman.  
 Horton, Nathaniel A.  
 Howland, Charles H.  
 Hoyt, Richard H.  
 Johnson, Henry A.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Lawton, James M.  
 Lincoln, Arthur.  
 Livermore, Rufus.  
 Locke, James L.

Messrs. Magee, James P.  
 Marsh, Edwin W.  
 Moulton, Jesse.  
 Osgood, Charles S.  
 Paige, Lucius R.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, John D.  
 Russell, Thomas.  
 Sanders, William.  
 Savery, William.  
 Seeley, Montessoro S.  
 Shipman, Jonathan E.  
 Smith, Elizur.  
 Soule, Rufus A.  
 Sparrow, James H.  
 Stetson, George F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Wadlin, Daniel H.  
 Walker, Joseph H.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Whiting, Hiram.  
 Whitney, Edwin.  
 Wiggin, William H.  
 Wonson, Charles H.  
 Woodbury, George D.

## NATS.

|                          |                                |
|--------------------------|--------------------------------|
| Messrs. Adams, Albert S. | Messrs. Litchfield, William C. |
| Aldrich, Charles P.      | Litchman, Charles H.           |
| Ames, Azel, jun.         | Lowther, George W.             |
| Atkinson, Benjamin F.    | Lyon, William.                 |
| Baker, John I.           | Maynard, Elisha B.             |
| Bates, Theodore C.       | McCafferty, Matthew J.         |
| Bennett, Joseph.         | McGeough, James A.             |
| Berry, John F.           | McGlynn, Patrick M.            |
| Brigham, George O.       | McMahon, John F.               |
| Brown, William H.        | Mellen, James H.               |
| Bryan, James H.          | Monroe, Alfred C.              |
| Bulloch, Andrew.         | Montague, Royal M.             |
| Burke, William J.        | Morse, Leander B.              |
| Callender, Edward B.     | Morton, Elb'ge G., jun.        |
| Carberry, William H.     | Morton, Frank H.               |
| Clark, Lyman.            | Murphy, Patrick F.             |
| Colburn, George F.       | Nichols, Joseph J.             |
| Crocker, Elisha, jun.    | Nickerson, Richard E.          |
| Crowley, Jeremiah J.     | Norton, John B.                |
| Crowley, Robert E.       | Noyes, Charles J.              |
| Cushing, Matthew H.      | O'Connor, Dennis.              |
| Daniels, Elijah B.       | O'Neil, Joseph H.              |
| Darby, William F.        | Paddack, Henry.                |
| Darling, Homer W.        | Paine, Samuel C.               |
| Davis, Joseph W.         | Park, George W.                |
| Day, Thomas H.           | Peabody, John W.               |
| Dee, John H.             | Pinkham, Daniel R.             |
| Desmond, Cornelius.      | Proctor, William P.            |
| Donnell, Elbridge C.     | Pynchon, William.              |
| Everson, John W.         | Reed, William, jun.            |
| Ferson, Charles H.       | Rice, George W.                |
| Fitz Gerald, Thomas F.   | Robinson, Amasa C.             |
| Foss, William A.         | Rockwell, Francis W.           |
| Fowler, Francis E.       | Rowe, Amos.                    |
| Frye, Newton P.          | Russell, Solomon N.            |
| Graham, James B.         | Sampson, George T.             |
| Henry, Neil.             | Sargent, Edmund P.             |
| Hines, Francis E.        | Scott, Augustus E.             |
| Hoar, William M.         | Sherburne, John H.             |
| Hooper, John H.          | Smith, Joseph.                 |
| Hosmer, Frederick N.     | Smith, Rufus.                  |
| Humphrey, Robert.        | Smyth, William A. S.           |
| James, John F.           | Spillane, Timothy B.           |
| Joyce, John.             | Stanley, John.                 |
| Kimball, D. Smith.       | Thayer, Edward F.              |
| Lawrence, Sumner P.      | Thayer, Frederick.             |
| Leary, Frank D.          | Varnum, Leavitt R. J.          |
| Leonard, Marcus.         | Whittemore, Jonathan.          |





|                            |                              |
|----------------------------|------------------------------|
| Messrs. Montague, Royal M. | Messrs. Smyth, William A. S. |
| Noyes, Charles J.          | Soule, Rufus A.              |
| O'Connor, Dennis.          | Sparrow, James H.            |
| Osgood, Charles S.         | Spillane, Timothy B.         |
| Paddack, Henry.            | Stetson, George F.           |
| Paige, Lucius R.           | Stuart, William J.           |
| Paine, Samuel C.           | Sweetser, John.              |
| Park, George W.            | Thayer, Edward F.            |
| Peabody, John W.           | Thayer, Frederick.           |
| Pickman, John J.           | Thayer, Tyler.               |
| Pinkham, Daniel R.         | Thomas, Edward I.            |
| Pratt, Edwin B.            | Trussell, Rufus.             |
| Prescott, Charles J.       | Tufts, Arthur W.             |
| Proctor, William P.        | Van Deusen, Merritt.         |
| Pynchon, William.          | Wade, Levi C.                |
| Randall, David.            | Wadlin, Daniel H.            |
| Reed, John D.              | Walker, Joseph H.            |
| Robinson, Amasa C.         | Ware, Horace E.              |
| Rockwell, Francis W.       | Warren, Alonzo.              |
| Rowe, Amos.                | Wentworth, Charles A.        |
| Russell, Solomon N.        | Whitney, Edwin.              |
| Russell, Thomas.           | Wiggin, William H.           |
| Smith, Elizur.             | Wilbur, Daniel.              |
| Smith, Joseph.             | Witherell, William D.        |
| Smith, Rufus.              | Woodbury, George D.          |

It appearing by the call that a quorum was present, the question was taken on the amendments, and they were severally adopted; and the bill as amended was passed to be engrossed, and sent up for concurrence.

At 5.35 adjourned.

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TUESDAY, Feb. 11, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Paige of Cambridge, a member of the House.

*Petitions Presented.*

By Mr. Ferson of Chelsea, petition of C. P. Nichols and 174 others; by Mr. Noyes of Boston, petition of William Lloyd Garrison and 48 others; by Mr. Foss of Boston, petition of Mrs. Ann Whitney and others; and, by Mr. Converse of Malden, petition of C. A. Wellington and 84 others, — severally for woman suffrage.

Woman suffrage.

Severally referred to the committee on Constitutional Amendments.

Women's voting  
for school com-  
mittees.

By Mr. Lewis of Provincetown, petition of A. F. Blaisdell and others; and, by Mr. Wilde of Melrose, petition of Ann Broad and others,—severally for a law allowing women to vote for school committees.

Severally referred to the committee on Education.

Taxation of  
corporate prop-  
erty.

By Mr. Soule of New Bedford, petition of Jonathan Browne and others, in aid of the petition of John A. Lowell and others relative to taxation of corporate property situated in other States. Referred to the committee on Taxation.

Severally sent up for concurrence.

Fourth District  
Court of Plym-  
outh.

By Mr. Cushing of Middleborough, remonstrance of Peleg McFarlin and 39 others, against the abolition of the Fourth District Court of Plymouth. Referred to the committee on the Judiciary.

Massachusetts  
Charitable  
Mechanic Asso-  
ciation.

By Mr. Russell of Boston, remonstrance of Albert Gillingham and others, against extending the time for removal of a wooden building of the Massachusetts Charitable Mechanic Association. Placed on file with the papers on that subject.

### *Papers from the Senate.*

#### Reports:

Gas.

Of the committee on Mercantile Affairs, no legislation necessary, on the report of the State inspector of gas and gas-meters; and

John Seymore.

Of the committee on Claims, leave to withdraw, on the petition of the city of Cambridge, that the State aid due John Seymore may be paid to said city;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

#### Bills:

Deputy tax  
commissioner.

To fix the salaries of the deputy tax commissioner and commissioner of corporations, and the persons employed in his department;

Engineer,  
watchmen, fire-  
men, etc.

Regulating the salary of the engineer, watchmen, and firemen at the State House, and of the janitor in Pemberton Square;

Severally reported, in part, on various matters relating to retrenchment, and severally passed to be engrossed by the Senate, were read, and under suspension of Rule 42, moved by Mr. Ladd of Springfield, were placed in the orders of the day for to-morrow for a second reading.

A Bill in relation to printing briefs in criminal cases, Briefs in criminal cases. passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

The following papers were referred in concurrence:

Petitions of Rev. W. F. Mallalieu and others, and of Liquor Law.  
B. H. Lane and others, — severally for a prohibitory law.

Severally to the committee on the Liquor Law.

Petition of the selectmen of Natick and 300 others, to First District Court of Southern Middlesex.  
abolish the First District Court of Southern Middlesex, or that Natick may be set off from the jurisdiction of said court. To the committee on Retrenchment.

### *Bill Enacted and Resolve Passed.*

An engrossed Bill to amend chapter 265 of the Acts of Bill enacted.  
the year 1869, entitled "An Act to incorporate the trustees of the Home for Aged Females in the city of Worcester" (which originated in the House), was passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve relative to stereotype and other Resolve passed.  
plates and woodcuts belonging to the Commonwealth (which originated in the Senate) was passed, signed, and sent to the Senate.

### *Reports of Committees.*

By Mr. Fuller of Boston, from the committee on the Warrants.  
Judiciary, leave to withdraw, on the petitions of Walter S. Lovejoy and others, and J. A. Town and others, that certain justices of the peace may issue warrants.

By Mr. Hale of Cambridge, from the same committee, Parties to suits.  
inexpedient to legislate, on an order relative to legislation providing that suits at law shall be brought in the name of the real party in interest.

By Mr. Russell of Boston, from the same committee, Easements.  
inexpedient to legislate, on an order relative to amending sections 49 and 50 of chapter 134 of the General Statutes, so that it shall apply to adverse claims of easements in land.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Warren of West Newbury, from the committee Disabled Soldiers' Employment Bureau.  
on Military Affairs, on a resolve on leave, and the reports of the superintendent and treasurer of the Disabled Soldiers' Employment Bureau, a Resolve in favor of the

Disabled Soldiers' Employment Bureau. Read, and referred under the rule to the committee on Finance.

State Almshouse.

By Mr. Livermore of Orange, from the committee on Finance, that the Resolve in favor of the State Almshouse at Tewksbury ought to pass.

George White.

By Mr. Ladd of Springfield, from the same committee, that the Resolve in favor of George White ought to pass.

Boston — juvenile offenders.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, that the Bill (on leave) concerning juvenile offenders in the city of Boston ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

Lancaster Railroad.

By Mr. Stuart of Hyde Park, from the committee on Railroads, on a petition, a Bill concerning the Lancaster Railroad Company.

By Mr. Russell of Boston, from the committee on the Judiciary, severally on orders, bills:

Attachments of household property.

To prevent oppression by attachments of household furniture and otherwise;

Children.

Concerning the care of desolate and abused children; and

Laborers' wages.

Concerning the payment of laborers' wages by cities. Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the day.

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to further legislation in relation to the liability of common carriers;

On an order relative to sales of merchandise by consignees or factors;

On an order relative to legislation providing that theatres shall have at least two places of egress in addition to stage-entrances; and

On an order relative to extending the powers of constables, police-officers, and sheriffs;

Were severally accepted.

Reports of the committee on Taxation, inexpedient to legislate:

On an order relative to legislation providing for a system of general taxation for ordinary revenue, wherein assessments shall be made on tangible property only;

On an order relative to exempting from taxation all real

estate owned by religious societies, and occupied for parsonage purposes;

On an order relative to taxing certain property now exempt, but which is used as a source of revenue; and

Leave to withdraw, on the petition of Benjamin P. Ware, for legislation providing equal taxation for all, and exemption for none; and

Report of the committee on Prisons, no legislation necessary, on the report of the State agent for discharged convicts;

Were severally accepted, and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the laws, so that evidence of certain fraudulent and illegal acts of jurors may be considered at hearings of motions for new trials, was, on motion of Mr. Bennett of Boston, postponed for further consideration until to-morrow, the same gentleman having moved to substitute therefor a Bill concerning the practice in motions for new trials in the Superior or Supreme Judicial Court.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 25 of chapter 165 of the General Statutes relative to the penalty for drunkenness, was considered. Mr. Jennings of Fall River moved to substitute for the report a Bill relative to first offence of drunkenness, which was adopted, and the bill was read, and placed in the orders of the day for to-morrow for a second reading.

The Bill (on leave) to provide for returns to the secretary of the Commonwealth of all fees and salaries paid from the treasury of the State, or of any county therein, was rejected, as recommended by the committee on the Judiciary.

#### Bills:

Making appropriations for certain educational expenses;

To preserve and protect the eel-fisheries in North River and its tributaries in the county of Plymouth;

In addition to chapter 58 of the General Statutes relating to insurance companies;

To amend chapter 175 of the Acts of the year 1877 relative to the redemption of the guarantee capital of mutual fire-insurance companies;

In relation to interest upon taxes;

To revive and continue the charter of the Allegheny-river Oil Company for certain purposes;

To provide for the payment of the Harbor-improvement Loan ;

To establish the salaries of the treasurer and receiver-general, and of the clerks in his department (amended on motion of Mr. Osgood of Salem) ; and

Resolves :

In favor of the State Reform School at Westborough ; and  
Providing for payment of expenses incurred in building an additional workshop at the new State Prison ;

Were severally read, and ordered to a third reading.

Bills :

To authorize the North Parish of Wrentham to sell the meeting-house and land of said parish to the town of Norfolk ;

Amending chapter 44 of the Acts of the year 1873 relating to the term of service of jurors in the county of Suffolk ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 77 of the Acts of the year 1878 extending the powers of assessors of taxes was further considered, and passed to be engrossed in concurrence.

The Bill for the protection of the perch-fisheries was read a second time and considered. Mr. Marsh of Quincy raised the point of order that the bill was beyond the scope of the petition, which asked only for a law applying to the waters of the town of Plymouth ; while the bill applied to all the waters in the Commonwealth. The Chair ruled that the point was well taken. Mr. Marsh then moved that the bill be recommitted to the committee on the Fisheries, which was carried.

The Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session was read a second time, and considered. Mr. Maynard of Springfield moved to amend the first section to read as follows :—

SECTION 1. No corporation owning or operating a railroad within the Commonwealth shall carry free of charge any member of the Legislature to and from the city of Boston, or to and from his home, during the sessions of the Legislature.

The same gentleman also moved to substitute for section 2 the following :—

SECT. 2. Any corporation violating any provisions of this act shall pay a fine not exceeding one hundred dollars.

The same gentleman also moved to amend the title to correspond with the amendments proposed.

Pending these amendments, the further consideration of the bill was postponed until to-morrow, on motion of Mr. Osgood of Salem.

At 5.05 adjourned.

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WEDNESDAY, Feb. 12, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Sparrow of Cambridge, petition of Maria A. Lull and 7 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Woman suffrage.

By Mr. Robinson of Lynn, petition of George D. Stiles and 32 others, in aid of the petition of Frederick Robinson and others, relative to national currency. Referred to the committee on Federal Relations.

Greenbacks.

By Mr. Howes of Dennis, remonstrance of William Robinson & Co. and others, against establishing the office of harbor-master for Vineyard Haven. Referred to the committee on Harbors.

Vineyard Haven harbor-master.

By Mr. Ranlett of Newton, remonstrance of G. F. Frost and 48 others, against the petition of the Massachusetts Central Railroad for authority to extend its road. Referred to the committee on Railroads.

Massachusetts Central Railroad.

By Mr. Brackett of Boston, remonstrances of Otis Norcross and others, Samuel D. Warren and others, and William Endicott and others, citizens and tax-payers of Boston, severally against legislation authorizing free ferries. Severally referred to the committee on Roads and Bridges.

East-Boston ferries.

Severally sent up for concurrence.

*Papers from the Senate.*

A Bill to authorize the Supreme Council of the Royal Arcanum to hold its annual meeting without the Commonwealth, reported on a petition, and passed to be engrossed by the Senate, was read, and ordered to a second reading.

Royal Arcanum.



Steam.

*Ordered*, In concurrence, that the committee on Manufactures be instructed to inquire what legislation is necessary to authorize gas companies to generate and furnish steam to dwelling-houses and other buildings, for the purposes of heating, cooking, etc.

Ibid.

A petition of the Chelsea Gas-Light Company, for the passage of a law authorizing gas companies to supply steam for heating dwelling-houses and other buildings, was referred in concurrence to the committee on Manufactures.

Women voting  
for school com-  
mittees.

The report of the committee on Education, asking to be discharged from the further consideration of the sundry petitions for a law allowing women to vote for school committees, and recommending that they be referred to the joint special committee on Woman Suffrage, accepted by the Senate, was read, and accepted in concurrence under a suspension of the rule.

Ibid.

Sundry petitions for a law allowing women to vote for school committees, referred by the House to the committee on Education, and sent up for concurrence, came down referred in non-concurrence to the special committee on Woman Suffrage, in which reference the House concurred.

Clapp and Bal-  
lou.

A Bill in addition to "An Act providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth," reported on an order, and passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

P. McCarty,  
T. F. Newton.

The petitions of Patrick McCarty, for back State aid, and of Thomas F. Newton, for payment for services rendered the State as a lieutenant in the Seventh Regiment M.V.M. in 1861, severally referred by the House to the committee on Military Affairs, and sent up for concurrence, came down referred in non-concurrence to the committee on Claims, and the House insisted on its reference in each case.

Boards of  
Health.

The Petition of the Board of Health of Fall River, for amendment of chapter 133 of the Acts of the year 1877 relating to Boards of Health in the several cities of the Commonwealth, referred in the Senate to the committee on Public Health, and sent down for concurrence, was referred in non-concurrence, under the 20th joint Rule, to the next General Court.

The following papers were referred in concurrence :

Petitions of Albert H. Plumb and others, and Joshua Young and others,—severally for a prohibitory law. To the committee on the Liquor Law.

Liquor Law.

Petition of the selectmen and others of Dalton, in aid of the Bill concerning the fencing of railroads. To the committee on Railroads.

Fencing railroads.

Resolutions of the Housatonic Agricultural Society, on taxation of mortgaged property. To the committee on Taxation.

Taxation of mortgagees.

### *Reconsideration.*

On motion of Mr. Hastings of Worcester, the vote whereby the Bill to amend chapter 77 of the Acts of the year 1878, extending the powers of the assessors of taxes, was yesterday passed to be engrossed, was reconsidered; and, pending the recurring question on engrossment, the same gentleman moved to amend the bill by substituting a new section for section 1, which was adopted, and the bill as amended was again passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

Assessors of taxes.

### *Bills Enacted.*

Engrossed bills:

Prohibiting interments under St. Paul's Church in Boston, and for other purposes; and

Bills enacted.

To amend chapter 205 of the Acts of the year 1874, entitled "An Act relating to the rights of husbands and wives, and for the protection of minor children;"

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Taken from the Table.*

On motion of Mr. Hines of Boston, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending chapter 338 of the Acts of the year 1870, for the protection of the property of common victuallers, was taken from the table and considered. The same gentleman moved to amend the report by substituting a Bill to amend an act concerning innholders, boarding-house keepers, and their guests, and, on motion of Mr. Maynard of Springfield, the further consideration of the report was postponed until to-morrow, and the bill was ordered to be printed.

Innholders and common victuallers.

*Reports of Committees.*

Suits for mal-  
practice.

By Mr. Maynard of Springfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation providing for the payment of costs in suits for malpractice.

Fees in probate  
courts.

By Mr. Scott of Lexington, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation to regulate fees in probate courts.

James Penney.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of James Penney, legal guardian of Hannah Penney, widow of Oliver Penney, for State aid for said ward.

E. A. Mills.

By Mr. Desmond of Boston, from the same committee, leave to withdraw, on the petition of Emma A. Mills, for State aid.

C. L. Chick.

By Mr. Randall of Waltham, from the same committee, leave to withdraw, on the petition of Christiana L. Chick, for State aid.

Brockton —  
armory-rent.

By Mr. Bates of North Brookfield, from the same committee, asking to be discharged from the further consideration of the petition of the selectmen of Brockton, for reimbursement for money paid for rent of armory, and recommending that it be referred to the committee on Military Affairs.

Militia inspec-  
tion and drill.

By Mr. Thayer of Boston, from the committee on Military Affairs, inexpedient to legislate, on an order relative to repealing section 104, article XIII., of the Militia Law, concerning annual inspection and drill.

Taxation of  
cattle.

By Mr. Dickinson of Granville, from the committee on Taxation, inexpedient to legislate, on an order relative to amending paragraph 11 of section 5 of the General Statutes relative to the taxation of cattle.

Severally read, and placed in the orders of the day for to-morrow.

Fourth District  
Court of Plym-  
outh.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, asking to be discharged from the further consideration of the remonstrance of Peleg McFarlin and 39 others, against the abolition of the Fourth District Court of Plymouth, and recommending its reference to the committee on Retrenchment. Read, accepted under suspension of the rule, and sent up for concurrence in the reference.

Broad-rimmed  
wheels.

By Mr. Ferson of Chelsea, from the committee on Roads and Bridges, inexpedient to legislate, on an order relative to legislation regulating the width of rims of

wheels used for heavy teaming, and a petition relative to the same subject. Read, considered under a suspension of the rule, and, on motion of Mr. Witherell of Norton, postponed for further consideration until Friday; the same gentleman having moved to substitute for the report a Bill providing for the use of broad-rimmed wheels, which was read, and ordered to be printed.

By Mr. Ladd of Springfield, from the committee on Finance, that the Resolve in favor of the Disabled Soldiers' Employment Bureau ought to pass.

Disabled Soldiers' Employment Bureau.

By Mr. Ware of Milton, from the committee on the Judiciary, that the Senate Bill in relation to printing briefs in criminal cases ought to pass.

Briefs in criminal cases.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Hale of Cambridge, from the committee on the Judiciary, that the Senate Bill concerning the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens ought to pass in a new draft with the following title, "Bill to amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens."

Mechanics' liens.

By Mr. Jennings of Fall River, from the same committee, on a bill on leave, a Bill in addition to "An Act relative to liens on buildings and land."

Liens on buildings and land.

By Mr. Russell of Boston, from the same committee, on an order, a Bill to amend section 37 of chapter 170 of the General Statutes as to bail in criminal cases.

Bail in criminal cases.

By Mr. Barrett of Concord, from the committee on Insurance, on a petition, a Bill to amend the charter of the Faneuil-hall Insurance Company.

Faneuil-hall Insurance Company.

By Mr. Murphy of Boston, from the committee on Street Railways, on a bill on leave, a Bill to enable stockholders in street-railway corporations to subscribe for additional stock.

Street railways.

By Mr. Hastings of Worcester, from the committee on Taxation, on a bill on leave, a Bill in relation to taxable income.

Income tax.

Severally read, and ordered to a second reading.

By Mr. Marsh of Quincy, from the committee on Railroads, to whom was recommitted the Bill in relation to the manner of appointing the State Directors of the Boston and Albany Railroad Company, that the same ought to pass, Messrs. Palmer and Knowlton of the Senate, and

State directors Boston and Albany Railroad.

Messrs. Soule and Stuart of the House, dissenting. Placed in the orders of the day for to-morrow, the question being on ordering to a third reading.

*Orders of the Day.*

Orders of the day.

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to legislation providing that suits at law shall be brought in the name of the real party in interest; and

On an order relative to amending sections relative to claims of easements in land;

Were severally accepted.

The report of the committee on Military Affairs, leave to withdraw, on petition of John Vigneron, for such legislation as will entitle him to State aid, was accepted, and sent up for concurrence.

Reports:

Of the committee on Mercantile Affairs, no legislation necessary, on the report of the State inspector of gas and gas-meters; and

Of the committee on Claims, leave to withdraw, on the petition of the city of Cambridge, that the State aid due John Seymore may be paid to said city;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the laws, so that evidence of certain fraudulent and illegal acts of jurors may be considered at hearings of motion for new trials, was further considered. The amendment moved as a substitute for the report by Mr. Bennett of Boston was adopted, and it was read, and ordered to a second reading.

Bills:

Concerning juvenile offenders in the city of Boston; and

Concerning the Lancaster Railroad Company; and

Resolves:

In favor of George White; and

In favor of the State Almshouse at Tewksbury;

Were severally read a second time, and ordered to a third reading.

Bills:

Making appropriations for certain educational expenses;

To preserve and protect the eel-fisheries in North River and its tributaries in the county of Plymouth;

In addition to chapter 58 of the General Statutes relating to insurance companies;

To amend chapter 175 of the Acts of the year 1877 relative to the redemption of the guarantee capital of mutual fire-insurance companies;

To revive and continue the charter of the Allegheny-river Oil Company for certain purposes; and

To provide for the payment of the Harbor-improvement Loan; and a

Resolve in favor of the State Reform School at Westborough;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session was further considered. The pending amendments moved by Mr. Maynard of Springfield were rejected. An amendment moved by Mr. Clark of Petersham, that the bill should take effect on the first day of January, 1880, was rejected. On the main question the yeas and nays were ordered on request of Mr. Brackett of Boston; and, the roll being called, the bill was refused a third reading by a vote of 79 yeas to 87 nays, as follows:—

YEAS.

Messrs. Aldrich, Charles P.  
Ames, Azel, jun.  
Atkinson, Benjamin F.  
Baker, John I.  
Bartlett, Joseph F.  
Beebe, Eleazer S.  
Bennett, James W.  
Bennett, Joseph.  
Berry, John F.  
Brigham, George O.  
Brown, William H.  
Bryan, James H.  
Burke, William J.  
Burr, Benjamin F.  
Carberry, William H.  
Clark, Joel C.  
Clark, Lyman.  
Clough, Benjamin.  
Colburn, George F.  
Crocker, Elisha, jun.

Messrs. Crowley, Jeremiah J.  
Crowley, Robert E.  
Daniels, Elijah B.  
Day, Thomas H.  
Dee, John H.  
Desmond, Cornelius.  
Donnell, Elbridge C.  
Ferson, Charles H.  
Flood, John T.  
Foss, William A.  
Glover, George D.  
Graham, James B.  
Henry, Neil.  
Hines, Francis E.  
Hoar, William M.  
Hooper, John H.  
Hoyt, Richard H.  
Humphrey, Robert.  
Ingraham, William H.  
James, John F.

**Messrs. Joyce, John.**

Kelley, Joseph J.  
 Keough, Thomas L.  
 Kimball, D. Smith.  
 Leary, Frank D.  
 Litchman, Charles H.  
 Lowther, George W.  
 Lyon, William.  
 McCafferty, Matthew J.  
 McGeough, James A.  
 McMahon, John F.  
 Mellen, James H.  
 Montague, Royal M.  
 Mooney, Daniel S.  
 Morton, Frank H.  
 Nichols, Joseph J.  
 Noyes, Charles J.  
 O'Neil, Joseph H.  
 Peabody, John W.  
 Peck, Walter B.

**Messrs. Pinkham, Daniel R.**

Proctor, William P.  
 Quigley, James L.  
 Reynolds, Samuel M.  
 Ricketts, William J.  
 Roach, Richard.  
 Robinson, Amasa C.  
 Rowe, Amos.  
 Sampson, George T.  
 Savery, William.  
 Sheldon, Henry S.  
 Smith, Maloy J.  
 Smyth, William A. S.  
 Spillane, Timothy B.  
 Stanley, John.  
 Varnum, Leavitt R. J.  
 Wentworth, Charles A.  
 Whitney, Edwin.  
 Wright, Francis W.

**NATS.****Messrs. Barrett, Richard.**

Barrus, Alvan.  
 Bates, Theodore C.  
 Beeching, Richard.  
 Bigelow, Francis.  
 Blake, J. Albert.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Brown, Horace.  
 Callender, Edward B.  
 Clark, Wilder P.  
 Coleman, Lewis.  
 Crocker, Charles T.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Davis, Joseph W.  
 Dickinson, Ethan D.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Gaylord, William M.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Holmes, Horace M.  
 Horton, Nathaniel A.

**Messrs. Howes, Thomas P.**

Jenkins, Edward J.  
 Jennings, Andrew J.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Livermore, Rufus.  
 Locke, James L.  
 Loring, Chauncy.  
 Magee, James P.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 McCulloch, Leonard.  
 Morse, Leander B.  
 Moulton, Jesse.  
 Murray, Joseph.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Park, George W.  
 Pickman, John J.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Randall, David.

|                                    |                               |
|------------------------------------|-------------------------------|
| <b>Messrs. Ranlett, Charles E.</b> | <b>Messrs. Thayer, Tyler.</b> |
| Reed, John D.                      | Thomas, Edward I.             |
| Rockwell, Francis W.               | Tilden, William S.            |
| Russell, Solomon N.                | Trussell, Rufus.              |
| Russell, Thomas.                   | Tucker, Payson E.             |
| Scott, Augustus E.                 | Tufts, Arthur W.              |
| Seeley, Montessor S.               | Van Deusen, Merritt.          |
| Shipman, Jonathan E.               | Wadlin, Daniel H.             |
| Smith, Elizur.                     | Walker, Joseph H.             |
| Smith, Rufus.                      | Wardwell, Henry.              |
| Soule, Rufus A.                    | Ware, Horace E.               |
| Sparrow, James H.                  | Webber, Alonzo C.             |
| Stetson, George F.                 | Wiggin, William H.            |
| Stuart, William J.                 | Wilde, Joseph D.              |
| Sweetser, John.                    | Witherell, William D.         |
| Thayer, Edward F.                  | Woodbury, George D.           |
| Thayer, Frederick.                 |                               |

Yeas, 79 ; nays, 87.

On this question Messrs. William Reed, jun., of Taunton, and Smith of Warren, who, it was announced, would have voted in the affirmative, were respectively paired with Messrs. Hill and Johnson of Boston.

At 5.35 adjourned.

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THURSDAY, Feb. 13, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Scott of Lexington, petition of Sarah Millet and others; by Mr. Lowther of Boston, petitions of Nancy A. Gilman and others, Alice B. Crosby and others; by Mr. Brackett of Boston, petition of Mrs. James Tolman and others; by Mr. Robinson of Lynn, petition of Lydia Brown and others; by Mr. Darling of Mendon, petition of Bennette H. Williams and others; and, by Mr. Bryan of Westfield, petition of Rev. W. H. Eaton and 76 others, — severally for a law allowing women to vote for school committees.

Women voting  
on school com-  
mittees.

Severally referred to the committee on Woman Suffrage.



Worcester  
Board of  
Health.

By Mr. Hastings of Worcester, remonstrance of Joseph Sargent, M.D., and others, against the repeal of the act establishing a Board of Health for the city of Worcester. Referred to the committee on Public Health.

Railroads oper-  
ating two  
branches.

By Mr. Litchman of Marblehead, petition of Joseph Graves and others of Marblehead, for legislation preventing railroads owning or operating two branches between certain points from discriminating in the matter of fares and tickets over such branches. Referred to the committee on Railroads.

Clerk of District  
Court of Cen-  
tral Berkshire.

By Mr. Rockwell of Pittsfield, remonstrances of the selectmen of Washington and 43 others, of the justices of the District Court of Central Berkshire and attorneys practising therein, Gilbert West and 236 others, of Edwin Tremain and 74 others, and of the selectmen of Hancock and 59 others, — severally against abolishing the office of clerk of the District Court of Central Berkshire.

Severally referred to the committee on Retrenchment.

Edgartown.

By Mr. Stanley of Attleborough, petition of J. R. Williams and others, in aid of the division of the town of Edgartown. Referred to the committee on Towns.

Severally sent up for concurrence.

Massachusetts  
Charitable Me-  
chanic Associa-  
tion.

By Mr. Russell of Boston, remonstrance of the Boylston Mutual Insurance Company and the other underwriters of Boston; by Mr. Hill of Boston, remonstrance of George Stedman and others, residents of Park Square, — severally against any law extending the time for removing a wooden building of the Charitable Mechanics' Association.

Ibid.

Trap-shooting.

By Mr. Scott of Lexington, petition of George T. Angell and others, directors of the Society for the Prevention of Cruelty to Animals, for legislation to suppress pigeon-shooting, or the shooting of other birds from traps.

Severally placed on file.

### *Order.*

Convict-labor.

On motion of Mr. Kelley of Cambridge, —  
*Ordered*, That the committee on Labor have power to send for persons and papers upon the orders and petitions referred to them upon the subject of convict-labor.

Sent up for concurrence.

### *Papers from the Senate.*

Fanny Ross.

The report of the committee on Claims, leave to withdraw, on the petition of Fanny Ross, for State aid, ac-

cepted by the Senate, was read, and placed in the orders of the day for to-morrow.

**Bills :**

Concerning letters of attorney for the conveyance of the real estate of married women ; and Real estate of married women.

To amend section 4 of chapter 376 of the Acts of the year 1874 relating to elections ; Elections.

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

**Bills :**

To provide for licensing conductors, drivers, and despatchers of street-railway cars in the city of Boston ; and Street-car conductors, etc.

To establish and regulate an alewife-fishery in the Great Pond so called, and the waters connected therewith, in Eastham ; Eastham ale wife fishery.

Severally reported on a petition, and passed to be engrossed by the Senate, were read, and ordered to a second reading.

*Reports of Committees.*

By Mr. Russell of Boston, from the committee on the Judiciary, leave to withdraw, on the petition of M. C. Parkhurst, for a change in the law relating to vagrants. Vagrants.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of William P. Proctor, jun., that the claim of members of the Eighth Regiment Massachusetts Volunteers, for services rendered, may be considered. Eighth Regiment.

By Mr. Desmond of Boston, from the same committee, leave to withdraw, on the petition of Michael J. Dunn, for back State aid. M. J. Dunn.

By Mr. Russell of Pittsfield, from the same committee, leave to withdraw, on the petition of William M. Jenks, for State aid. W. M. Jenks.

By Mr. Smyth of Worcester, from the committee on Insurance, no legislation necessary, on the order relative to plate glass insurance companies. Plate-glass insurance companies.

By Mr. Ames of Wakefield, from the committee on Public Health, inexpedient to legislate, on an order relative to amending chapter 232 of the Acts of the year 1878 relating to sewers and drains. Sewers and drains.

By Mr. Hyde of Boston, from the committee on Mercantile Affairs, leave to withdraw, on petitions of Charles E. Guild and others, for legislation relative to the inspec- Kerosene-oil.

tion, storage, and sale of kerosene-oil, and a remonstrance against the same.

Severally read, and placed in the orders of the day for to-morrow.

**Settlement laws.** By Mr. Hale of Cambridge, from the committee on the Judiciary, asking to be discharged from further consideration of the order relative to amending the settlement laws, and recommending its reference to the committee on Public Charitable Institutions. Read, accepted under suspension of the rule, and sent up for concurrence in the reference.

**Williamstown.** By Mr. Russell of Pittsfield, from the committee on Claims, on a petition, a Resolve in favor of the town of Williamstown. Read, and referred under the rule to the committee on Finance.

**Clapp and Ballou.** By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Bill in addition to "An Act providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth" ought to pass with an amendment. Placed in the orders of the day for to-morrow for a second reading. [For amendment see House Doc. No. 127.]

**Cambridge charter.** By Mr. Hale of Cambridge, from the committee on the Judiciary, on petitions, a Bill relating to the election of assessors and assistant assessors in the city of Cambridge.

**New-England Furniture Exchange.** By Mr. Smith of Warren, from the committee on Mercantile Affairs, on a bill on leave, a Bill to incorporate the New-England Furniture Exchange.

**Collection of taxes.** By Mr. Hastings of Worcester, from the committee on Taxation, on an order, a Bill to amend chapter 266 of the Acts of the year 1878 relating to the collection of taxes.

Severally read, and ordered to a second reading.

*Taken from the Table.*

**The rate of interest.** On motion of Mr. Fuller of Boston, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent, was taken from the table, and placed in the orders of the day for to-morrow.

**Massachusetts Charitable Mechanic Association.** On motion of Mr. Hill of Boston, the Bill to amend chapter 221 of the Acts of the year 1878 relative to a building erected by the Massachusetts Charitable Mechanic Association, was taken from the table, and placed in

the orders of the day for to-morrow, the question being on ordering it to a third reading.

*Bills Enacted, and Resolve Passed.*

Engrossed bills:

Making appropriations for the maintenance of the government during the present year; Bills enacted.

To authorize the Boston and Lowell Railroad corporation to purchase the Lowell and Lawrence Railroad and the Salem and Lowell Railroad, and to amend its charter;

In addition to "An Act to establish a free bridge across the Connecticut River, between Springfield and Agawam;"

Making additional appropriations for certain expenditures authorized in the year 1878; and

To unite the First Congregational Society in South-Hadley Falls and the South Religious Society in South Hadley;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve relative to the distribution of certain documents (which originated in the House) was passed, signed, and sent to the Senate. Resolve passed.

*Reconsideration.*

Mr. Noyes of Boston moved to reconsider the vote whereby the House yesterday refused to order to a third reading the Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session. Free passes.

On this question the yeas and nays were ordered on request of Mr. Thomas of Brookline; and, the roll being called, the motion prevailed by a vote of 98 yeas to 93 nays, as follows:—

**YEAS.**

Messrs. Adams, Albert S.  
Atkinson, Benjamin F.  
Baker, John I.  
Bartlett, Charles R.  
Bennett, Joseph.  
Berry, John F.  
Bradstreet, Dudley.  
Brigham, George O.  
Brooks, William A.  
Bryan, James H.

Messrs. Burke, William J.  
Burr, Benjamin F.  
Callender, Edward B.  
Clark, Joel C.  
Clough, Benjamin.  
Colburn, George F.  
Crocker, Elisha, jun.  
Cummings, John W.  
Cushing, Matthew H.  
Darling, Homer W.

|                               |                                   |
|-------------------------------|-----------------------------------|
| <b>Messrs.</b> Day, Thomas H. | <b>Messrs.</b> Murphy, Patrick F. |
| Desmond, Cornelius.           | Nichols, Joseph J.                |
| Donnell, Elbridge C.          | Norton, John B.                   |
| Eastabrooks, James E.         | Noyes, Charles J.                 |
| Ferson, Charles H.            | O'Connor, Dennis.                 |
| Flood, John T.                | O'Neil, Joseph H.                 |
| Foss, William A.              | Paine, Samuel C.                  |
| Frye, Newton P.               | Peabody, John W.                  |
| Glover, George D.             | Peck, Walter B.                   |
| Hathaway, Judah.              | Pinkham, Daniel B.                |
| Henry, Neil.                  | Proctor, William P.               |
| Hines, Francis E.             | Quigley, James L.                 |
| Hoar, William M.              | Reed, William, jun.               |
| Hooper, John H.               | Rice, George W.                   |
| Hosmer, Frederick N.          | Rich, Stephen.                    |
| Hoyt, Richard H.              | Ricketts, William J.              |
| Ingraham, William H.          | Robinson, Amasa C.                |
| James, John F.                | Rowe, Amos.                       |
| Joyce, John.                  | Sampson, George T.                |
| Kelley, Joseph J.             | Sanders, William.                 |
| Keough, Thomas L.             | Sheldon, Henry S.                 |
| Kimball, D. Smith.            | Sherburne, John H.                |
| Lawton, James M.              | Smith, Joseph.                    |
| Leary, Frank D.               | Smith, Maloy J.                   |
| Leonard, Marcus.              | Smith, Rufus.                     |
| Levy, Samson.                 | Smyth, William A. S.              |
| Lincoln, Elmer.               | Spillane, Timothy B.              |
| Litchman, Charles H.          | Stanley, John.                    |
| Lowther, George W.            | Stone, Josiah F.                  |
| Lyon, William.                | Varnum, Leavitt R. J.             |
| McCafferty, Matthew J.        | Warren, Orrin.                    |
| McCullock, Leonard.           | Wentworth, Charles A.             |
| McGeough, James A.            | Whitney, Edwin.                   |
| McGlynn, Patrick M.           | Whittemore, Jonathan.             |
| Mellen, James H.              | Wilbur, Daniel.                   |
| Monroe, Alfred C.             | Willis, George D.                 |
| Mooney, Daniel S.             | Wiswell, Joseph.                  |
| Morton, Elbridge G., jun.     | Wood, David F.                    |
| Morton, Frank H.              | Wright, Francis W.                |

## NAYS.

|                                |                               |
|--------------------------------|-------------------------------|
| <b>Messrs.</b> Barnard, Abner. | <b>Messrs.</b> Brown, Horace. |
| Barrett, Richard.              | Brown, William H.             |
| Barrus, Alvan.                 | Bulloch, Andrew.              |
| Bates, Theodore C.             | Clark, Wilder P.              |
| Beeching, Richard.             | Clarke, Henry S.              |
| Bigelow, Francis.              | Coggin, William S.            |
| Bond, George H.                | Copeland, Henry.              |
| Brackett, John Q. A.           | Crosby, Isaac N.              |

|                            |                          |
|----------------------------|--------------------------|
| Messrs. Crowell, Edward P. | Messrs. Powers, Henry W. |
| Daniels, Elijah B.         | Pratt, Edwin B.          |
| Davis, Joseph W.           | Pynchon, William.        |
| Dickinson, Ethan D.        | Randall, David.          |
| Fish, Isaiah.              | Ranlett, Charles E.      |
| Fiske, Alonzo S.           | Reed, John D.            |
| Fowler, Francis E.         | Rockwell, Francis W.     |
| Fuller, Henry W.           | Russell, Solomon N.      |
| Hale, Edwin B.             | Russell, Thomas.         |
| Hall, Eben A.              | Sargent, Edmund P.       |
| Harden, George P.          | Seeley, Montessor S.     |
| Hartshorn, Calvin L.       | Shipman, Jonathan E.     |
| Hastings, Thomas J.        | Smith, Elizur.           |
| Hill, Hamilton A.          | Soule, Rufus A.          |
| Hollis, Freeman.           | Sparrow, James H.        |
| Holmes, Horace M.          | Stuart, William J.       |
| Horton, Nathaniel A.       | Sweetser, John.          |
| Howes, Thomas P.           | Thayer, Edward F.        |
| Howland, Charles H.        | Thayer, Frederick.       |
| Humphrey, Robert.          | Thayer, Tyler.           |
| Hyde, Henry D.             | Thomas, Edward I.        |
| Johnson, Henry A.          | Tilden, William S.       |
| Ladd, Charles R.           | Trussell, Rufus.         |
| Lawrence, Sumner P.        | Tucker, Payson E.        |
| Lewis, Bangs A.            | Tufts, Arthur W.         |
| Lincoln, Arthur.           | Van Deusen, Merritt.     |
| Livermore, Rufus.          | Wadlin, Daniel H.        |
| Locke, James L.            | Walker, Joseph H.        |
| Magee, James P.            | Wardwell, Henry.         |
| Marsh, Edwin W.            | Ware, Horace E.          |
| Maynard, Elisha B.         | Warren, Alonzo.          |
| Montague, Royal M.         | Webber, Alonzo C.        |
| Morse, Leander B.          | Webster, Abel.           |
| Moulton, Jesse.            | Whiting, Hiram.          |
| Murray, Joseph.            | Wiggin, William H.       |
| Osgood, Charles S.         | Wilde, Joseph D.         |
| Paddack, Henry.            | Wonson, Charles H.       |
| Paige, Lucius R.           | Woodbury, George D.      |
| Park, George W.            |                          |

Yeas, 98 ; nays, 93.

On this question Messrs. Aldrich of Deerfield and Bartlett of Montague, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Gaylord of Northampton and Stetson of Hanson.

The question then recurring on ordering the bill to a third reading, Mr. Maynard of Springfield moved to reconsider the vote whereby the amendments offered by him

yesterday were rejected. Mr. Clark of Petersham also moved to reconsider the vote whereby an amendment offered yesterday by Mr. Peck of Egremont was rejected.

On motion of Mr. Litchman of Marblehead, it was voted that debate be closed at four o'clock, unless a vote were sooner reached, and, that hour having arrived, the questions were put on the several motions of Messrs. Maynard and Clark above specified, and they were severally rejected.

On the main question the yeas and nays were ordered on request of Mr. Horton of Salem; and, the roll being called, the bill was ordered to a third reading by a vote of 100 yeas to 92 nays, as follows:—

## YEAS.

| Messrs. Adams, Albert S. | Messrs. Glover, George D. |
|--------------------------|---------------------------|
| Ames, Azel, jun.         | Henry, Neil.              |
| Atkinson, Benjamin F.    | Hines, Francis E.         |
| Baker, John I.           | Hoar, William M.          |
| Bennett, Joseph.         | Hooper, John H.           |
| Berry, John F.           | Hosmer, Frederick N.      |
| Bradstreet, Dudley.      | Hoyt, Richard H.          |
| Brigham, George O.       | Ingraham, William H.      |
| Bryan, James H.          | James, John F.            |
| Burke, William J.        | Joyce, John.              |
| Burr, Benjamin F.        | Kelley, Joseph J.         |
| Carberry, William H.     | Keough, Thomas L.         |
| Clark, Joel C.           | Kimball, D. Smith.        |
| Clark, Lyman.            | Lawton, James M.          |
| Clough, Benjamin.        | Leary, Frank D.           |
| Colburn, George F.       | Leonard, Marcus.          |
| Crocker, Elisha, jun.    | Levy, Samson.             |
| Crowley, Jeremiah J.     | Lincoln, Elmer.           |
| Crowley, Robert E.       | Litchman, Charles H.      |
| Cummings, John W.        | Lowther, George W.        |
| Cushing, Matthew H.      | Lyon, William.            |
| Daniels, Elijah B.       | McCafferty, Matthew J.    |
| Darby, William F.        | McCullock, Leonard.       |
| Darling, Homer W.        | McGeough, James A.        |
| Day, Thomas H.           | McGlynn, Patrick M.       |
| Dee, John H.             | McMahon, John F.          |
| Desmond, Cornelius.      | Monroe, Alfred C.         |
| Donnell, Elbridge C.     | Montague, Royal M.        |
| Eastabrooks, James E.    | Mooney, Daniel S.         |
| Ferson, Charles H.       | Morton, Elb'ge G., jun.   |
| Flood, John T.           | Morton, Frank H.          |
| Foss, William A.         | Murphy, Patrick F.        |
| Frye, Newton P.          | Nichols, Joseph J.        |

Messrs. Norton, John B.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Peabody, John W.  
 Peck, Walter B.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Quigley, James L.  
 Reed, William, jun.  
 Reynolds, Samuel M.  
 Rice, Leonard B.  
 Rich, Stephen.  
 Ricketts, William J.  
 Robinson, Amasa C.  
 Rowe, Amos.  
 Savery, William.

Messrs. Sheldon, Henry S.  
 Sherburne, John H.  
 Smith, Joseph.  
 Smith, Maloy J.  
 Smyth, William A. S.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stone, Josiah F.  
 Varnum, Leavitt R. J.  
 Warren, Orrin.  
 Wentworth, Charles A.  
 Whittemore, Jonathan.  
 Wilbur, Daniel.  
 Willis, George D.  
 Wiswell, Joseph.  
 Wood, David F.  
 Wright, Francis W.

## NAYS.

Messrs. Barnard, Abner.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bates, Theodore C.  
 Beeching, Richard.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, William H.  
 Bulloch, Andrew.  
 Clark, Wilder P.  
 Clarke, Henry S.  
 Coggin, William S.  
 Converse, Elisha S.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Davis, Joseph W.  
 Dickinson, Ethan D.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fuller, Henry W.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hollis, Freeman.  
 Holmes, Horace M.

Messrs. Horton, Nathaniel A.  
 Howes, Thomas P.  
 Howland, Charles H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Johnson, Henry A.  
 Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Litchfield, William C.  
 Locke, James L.  
 Loring, Chauncy.  
 Magee, James P.  
 Marsh, Edwin W.  
 Maynard, Elisha B.  
 Morse, Leander B.  
 Moulton, Jesse.  
 Murray, Joseph.  
 Osgood, Charles S.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, John D.  
 Rockwell, Francis W.



|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Russell, Solomon N. | Messrs. Trussell, Rufus. |
| Russell, Thomas.            | Tucker, Payson E.        |
| Sanders, William.           | Tufts, Arthur W.         |
| Scott, Augustus E.          | Van Deusen, Merritt.     |
| Seeley, Montessor S.        | Wadlin, Daniel H.        |
| Shipman, Jonathan E.        | Walker, Joseph H.        |
| Smith, Elizur.              | Wardwell, Henry.         |
| Soule, Rufus A.             | Ware, Horace E.          |
| Sparrow, James H.           | Warren, Alonzo.          |
| Stuart, William J.          | Webber, Alonzo C.        |
| Sweetser, John.             | Webster, Abel.           |
| Thayer, Edward F.           | Whiting, Hiram.          |
| Thayer, Frederick.          | Wilde, Joseph D.         |
| Thayer, Tyler.              | Witherell, William D.    |
| Thomas, Edward I.           | Wonson, Charles H.       |
| Tilden, William S.          | Woodbury, George D.      |

Yeas, 100 ; nays, 92.

On this question Messrs. Aldrich of Deerfield, Smith of Chatham, Whitney of Stow, Paine of Oxford, Mellen of Worcester, and Bartlett of Montague, who would have voted in the affirmative, were announced as paired respectively with Messrs. Gaylord of Northampton, Wiggin of Lowell, Hill of Boston, Park of Cambridge, Harden of Bridgewater, and Stetson of Hanson.

#### *Orders of the Day.*

Orders of the day.

#### Reports :

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to suits for malpractice ; and

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to fees in probate courts ;

Were severally accepted.

Reports of the committee on Claims, leave to withdraw ;

On the petition of Christiana L. Chick, for State aid ;

On the petition of Emma A. Mills, for State aid ; and

On the petition of James Penney, legal guardian of Hannah Penney, for State aid for said ward ; and

Asking to be discharged from the further consideration of the petition of the selectmen of Brockton, for reimbursement for money paid for rent of armory, and recommending that it be referred to the committee on Military Affairs ; and

#### Reports :

Of the committee on Military Affairs, inexpedient to

legislate, on an order relative to repealing the militia law concerning annual inspection and drill ; and

Of the committee on Taxation, inexpedient to legislate, on an order relative to the taxation of cattle ;

Were severally accepted, and sent up for concurrence.

**Bills :**

To prevent oppression by attachments of household furniture and otherwise ;

To amend the charter of the Faneuil-hall Insurance Company ; and

In relation to printing briefs in criminal cases ; and a

Resolve in favor of the Disabled Soldiers' Employment Bureau ;

Were severally read a second time, and ordered to a third reading.

The Bill concerning the Lancaster Railroad Company ; and the

Resolve in favor of George White ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 11 of the General Statutes relating to the assessment of taxes was read a third time, and considered. Mr. Callender of Boston moved to refer the bill to the committee on Taxation. Mr. Hyde of Boston moved to recommit the bill to the committee on the Judiciary, with instructions to consider whether any further legislation is necessary relative to the assessment and collection of taxes. These motions were severally cut off by the previous question, which was ordered on motion of Mr. Hastings of Worcester ; and the bill was passed to be engrossed, and sent up for concurrence.

At 5.35 adjourned.

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FRIDAY, Feb. 14, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Paige of Cambridge.

*Petitions Presented.*

By Mr. Rich of Gloucester, petition of Jonathan Riggs and others, for woman suffrage. Referred to the committee on Constitutional Amendments. Woman suffrage.

Municipal  
woman suffrage.

By Mr. Bryan of Westfield, petition of Mrs. James Fowler and others, for a law allowing women who pay taxes on property to vote for town and city officers, and take part in municipal affairs. Referred to the committee on Woman Suffrage.

Boston water-  
supply.

By Mr. Whittemore of Hopkinton, remonstrance of Wilbur C. Temple and others, against any law restricting sailing, boating, and fishing in waters taken by the city of Boston for a water-supply. Referred to the committee on Public Health.

Taxation of  
mortgages.

By Mr. Hosmer of Ware, petition of Benjamin F. Davis and others, for a law allowing holders of real estate to deduct for the purpose of taxation the amount for which their real property is mortgaged. Referred to the committee on Taxation.

Severally sent up for concurrence.

Seekonk.

By Mr. Eastabrooks of Swansea, petition of Thomas Rich and 116 others, that the town of Seekonk may be constituted a police district. Referred under the 20th joint Rule to the next General Court.

Trap-shooting.

By Mr. Adams of Amesbury, petition of O. S. Baley and others; by Mr. Litchman of Marblehead, petition of J. J. H. Gregory and others, — severally for legislation to suppress pigeon-shooting, or the shooting of other birds from traps.

Severally placed on file.

#### *Order.*

On motion of Mr. Hyde of Boston, —

Assessment and  
collection of  
taxes.

*Ordered,* That the committee on Taxation consider and report what changes, if any, are necessary in relation to the assessment and collection of taxes.

Adopted under suspension of the 20th joint Rule, and sent up for concurrence.

#### *Papers from the Senate.*

Reports:

Rubbish in  
highways.

Of the committee on Roads and Bridges, inexpedient to legislate, on an order relative to legislation to prevent the accumulation of stones and other rubbish in highways; and

Mining.

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of H. R. Perkins and others, for a law to regulate mining in this Commonwealth;

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

The Resolve providing for the printing of five hundred extra copies of the report of the commissioners of prisons relative to the Reformatory Prison for Women, passed to be engrossed by the House, came down passed to be engrossed in concurrence, with amendments making the number two hundred instead of five hundred. Placed in the orders of the day for Monday, the question being on concurring with the Senate in the amendments.

Woman's  
Prison.

The report of the receivers of the Rockport Savings Bank referred by the Senate to the committee on Banks and Banking, and sent down for concurrence, was referred in non-concurrence, under the 20th joint Rule, to the next General Court, and notice thereof was accordingly sent to the Senate.

Rockport  
Savings Bank.

The following papers were referred in concurrence:—

Remonstrance of F. S. Stevens and 56 others, against the petition of the Fall-River, Warren, and Providence Railroad Company, for authority to construct bridges in the towns of Somerset and Swansea. To the committee on Harbors.

Fall-River,  
Warren, and  
Providence  
Railroad.

Petitions of John V. Barker and others, and of Timothy H. French,—severally in aid of the Bill concerning the fencing of railroads.

Fencing of  
railroads.

Severally to the committee on Railroads.

Petitions of Rev. Philander Thurston and 50 others; of Thomas W. Clarke and 51 others; of the presidents of the reform clubs of Winchendon, Nahant, West Medway, Springfield, Warren, and Orleans; of the presidents of the reform clubs of Bernardston, Lee, Ipswich, North Reading, North Hanover; of the presidents of the reform clubs of Stoughton, Chelsea, Bolton, Highlandville, and Riversdale; and of Charles Bean and others,—severally for a prohibitory law.

Liquor Law.

Severally to the committee on the Liquor Law.

The petitions of Thomas F. Newton, for payment for services rendered the State as a lieutenant of the Seventh Regiment Massachusetts Volunteer Militia in 1861, and of Patrick McCarty, for back State aid, referred by the House in non-concurrence to the committee on Military Affairs, severally came down with the indorsement that the Senate insisted on their reference to the committee on Claims, and asked for a committee of Conference; Messrs. White

Thomas F.  
Newton.

Patrick  
McCarty.

of Suffolk, Osborn and Hawkes, being appointed on its part. Messrs. Thayer and Russell of Boston, and Kelley of Cambridge, were appointed on the part of the House in each case.

*Reports of Committees.*

- Bankrupt law.** By Mr. Pickman of Lowell, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending the bankrupt law, so that honest men can do business and pay one hundred cents on the dollar.
- Cambridge Mutual Fire Insurance Company.** By Mr. Clark of Winchendon, from the committee on Insurance, leave to withdraw, on the petition of the Cambridge Mutual Fire-Insurance Company of Cambridge, for authority to hold real estate.
- Jane Meaney.** By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of Jane Meaney, for money in the treasury of the Commonwealth belonging to her on account of a judgment recovered by reason of her being poisoned.
- George A. Monroe.** By Mr. Randall of Waltham, from the same committee, leave to withdraw, on the petition of George A. Monroe, for State aid.
- Gosnold.** By Mr. Russell of Pittsfield, from the same committee, leave to withdraw, on the petition of Benjamin Clough, for the payment to the town of Gosnold of certain money expended for the burial of a body washed ashore in said town.
- Severally read, and placed in the orders of the day for Monday.
- Tax sales.** By Mr. Crosby of Milford, from the committee on Taxation, on an order, a Bill to amend chapter 12 of the General Statutes relative to advertisement of sales of real estate taken for taxes.
- Town collectors and treasurers.** By Mr. Russell of Boston, from the committee on the Judiciary, on an order, a Bill concerning the bonds of town collectors and treasurers.
- Westfield.** By Mr. Maynard of Springfield, from the same committee, on a petition, a Bill to provide for the construction of a dike, and for other purposes, to protect the town of Westfield from floods.
- Severally read, and ordered to a second reading.
- Fish in Mystic River.** By Mr. Howland of Plymouth, from the committee on the Fisheries, that the Bill (on leave) to amend chapter 40 of the Acts of the year 1803 relative to the privilege

of taking certain fish in Mystic River in Medford ought to pass.

By Mr. Hale of Cambridge, from the committee on the Judiciary, that the Senate Bill to amend section 4 of chapter 376 of the Acts of the year 1874 relating to elections ought to pass. Elections.

By Mr. Maynard of Springfield, from the same committee, that the Senate Bill concerning letters of attorney for the conveyance of the real estate of married women ought to pass. Married women's real estate.

Severally placed in the orders of the day for Monday for a second reading.

#### *Orders of the Day.*

The report of the committee on the Judiciary, leave to withdraw, on the petitions of Walter S. Lovejoy and others, that certain justices of the peace may issue warrants, was, on motion of Mr. Baker of Beverly, referred to the committee on Retrenchment, and sent up for concurrence. Orders of the day.

#### Reports:

Of the committee on Claims, leave to withdraw ;

On the petition of Michael J. Dunn, for back State aid ; and

On the petition of William M. Jenks, for State aid ;

Of the committee on Insurance, no legislation necessary, on the order relative to plate glass insurance companies ;

Of the committee on Public Health, inexpedient to legislate, on an order relative to amending the law relating to sewers and drains ; and

Of the committee on Mercantile Affairs, leave to withdraw, on petitions of Charles E. Guild and others, for legislation relative to kerosene-oil ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Claims, leave to withdraw, on the petition of Fanny Ross, for State aid, was accepted in concurrence.

#### Bills:

Concerning the care of desolate and abused children (amended on motion of Mr. McCafferty of Worcester) ;

Concerning the payment of laborers' wages by cities ;

Relative to first offence of drunkenness (amended on motion of Mr. Jennings of Fall River) ;

To amend section 37 of chapter 170 of the General Statutes as to bail in criminal cases ;

In relation to taxable income ;

Relating to the election of assessors and assistant assessors in the city of Cambridge ;

To provide for licensing conductors, drivers, and dispatchers of street-railway cars, in the city of Boston ;

To establish and regulate an alewife fishery in the Great Pond, so called, and the waters connected therewith, in Eastham ;

To authorize the Supreme Council of the Royal Arcanum to hold its annual meeting without the Commonwealth ; and

To fix the salaries of the deputy tax commissioner and commissioner of corporations, and the persons employed in his department (amended on motion of Mr. Brackett of Boston, and Mr. Litchman of Marblehead) ;

Were severally read a second time, and ordered to a third reading.

Bills:

To prevent oppression by attachments of household furniture and otherwise ;

To amend the charter of the Faneuil-hall Insurance Company ; and a

Resolve in favor of the Disabled Soldiers' Employment Bureau ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to printing briefs in criminal cases ; and the

Resolve providing for payment of expenses incurred in building an additional workshop at the new State Prison ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill regulating the salary of the engineer, watchmen, and firemen at the State House, and of the janitor in Pemberton Square, was read a second time, and considered. An amendment, moved by Mr. Bigelow of Natick, to make the salary of the engineer at the State House \$1,400 instead of \$1,200, was rejected.

Mr. Callender of Boston moved to amend in section 2, so as to make the salary of each of the watchmen in the State House \$1,000 per year.

Mr. Lowther of Boston moved to amend in section 3, so as to make the salary of the assistant watchman \$800.

Mr. J. D. Reed of Taunton moved to amend in section 4 by inserting in the first line, after the word "fireman," the words "and, assistant fireman."

Mr. Rowe of Rockport moved to amend the same section, so as to make the salary of the fireman at the State House \$900.

Mr. Crowley of Lowell moved to amend section 5, so as to make the pay of the assistant fireman at the State House two dollars and a half per day.

Mr. John D. Reed of Taunton moved to strike out section 5.

Pending the consideration of these amendments, Mr. Rowe of Rockport moved that the House adjourn, on which motion the yeas and nays were ordered on request of Mr. Litchman of Marblehead; and, the roll being called, the motion was lost by a vote of 44 yeas to 66 nays, at follows :—

## YEAS.

Messrs. Burke, William J.  
Carberry, William H.  
Crocker, Elisha, jun.  
Crowley, Jeremiah J.  
Crowley, Robert E.  
Cummings, John W.  
Fitz Gerald, Thomas F.  
Flood, John T.  
Foss, William A.  
Glover, George D.  
Graham, James B.  
Hastings, Thomas J.  
Hines, Francis E.  
Howes, Thomas P.  
James, John F.  
Jennings, Andrew J.  
Joyce, John.  
Kelley, Joseph J.  
Kimball, D. Smith.  
Lawrence, Sumner P.  
Leary, Frank D.  
Lewis, Bangs A.

Messrs. Litchman, Charles H.  
Lyon, William.  
Maynard, Elisha B.  
McCafferty, Matthew J.  
McGeough, James A.  
McMahon, John F.  
Murphy, Patrick F.  
O'Connor, Dennis.  
Paddack, Henry.  
Peabody, John W.  
Pinkham, Daniel R.  
Proctor, William P.  
Quigley, James L.  
Roach, Richard.  
Robinson, Amasa C.  
Rockwell, Francis W.  
Rowe, Amos.  
Sampson, George T.  
Spillane, Timothy B.  
Walker, Joseph H.  
Wardwell, Henry.  
Webster, Abel.

## NAYS.

Messrs. Baker, John I.  
Barrus, Alvan.  
Bates, Theodore C.  
Beeching, Richard.  
Bennett, James W.  
Berry, John F.  
Bolles, Matthew.  
Bond, George H.

Messrs. Brackett, John Q. A.  
Brown, Horace.  
Brown, Luther J.  
Brown, William H.  
Bryan, James H.  
Callender, Edward B.  
Clark, Wilder P.  
Crocker, Charles T.



|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs.</b> Crosby, Isaac N. | <b>Messrs.</b> Paige, Lucius R. |
| Crowell, Edward P.              | Park, George W.                 |
| Darling, Homer W.               | Powers, Henry W.                |
| Davis, Joseph W.                | Randall, David.                 |
| Dee, John H.                    | Reed, John D.                   |
| Ferson, Charles H.              | Russell, Thomas.                |
| Fiske, Alonzo S.                | Scott, Augustus E.              |
| Gaylord, William M.             | Seeley, Montessor S.            |
| Hale, Edwin B.                  | Shipman, Jonathan E.            |
| Hartshorn, Calvin L.            | Smith, Elizur.                  |
| Hill, Hamilton A.               | Smyth, William A. S.            |
| Horton, Nathaniel A.            | Sparrow, James H.               |
| Ingraham, William H.            | Stetson, George F.              |
| Ladd, Charles R.                | Sweetser, John.                 |
| Lincoln, Arthur.                | Thayer, Edward F.               |
| Lowther, George W.              | Thayer, Tyler.                  |
| Magee, James P.                 | Thomas, Edward I.               |
| Marsh, Edwin W.                 | Tucker, Payson E.               |
| Mather, Benjamin F., jun.       | Tufts, Arthur W.                |
| McCulloch, Leonard.             | Varnum, Leavitt R. J.           |
| Moulton, Jesse.                 | Wadlin, Daniel H.               |
| Nickerson, Richard E.           | Ware, Horace E.                 |
| Norton, John B.                 | Whitney, Edwin.                 |
| Noyes, Charles J.               | Wilde, Joseph D.                |
| O'Neil, Joseph H.               | Wiswell, Joseph.                |

Yeas, 44 ; nays, 66.

On motion of Mr. Kelley of Cambridge the orders of the day were laid on the table.

### *Bills Enacted.*

#### **Bills enacted.**

#### **Engrossed bills :**

Making appropriations to meet certain expenses of charitable and reformatory institutions, and for other purposes (which originated in the House) ; and

To establish the salary of the Governor, and to fix the compensation of the Lieutenant-Governor and Council, and employes of the executive department (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

At 5.40 adjourned.

MONDAY, Feb. 17, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dunning of Boston.

*Petitions Presented.*

By Mr. Hosmer of Ware, remonstrance of the selectmen of Belchertown, against the petition of Lucius Smith, for the annexation of a part of said town to the town of Palmer. Referred to the committee on Towns. Belchertown and Palmer.

By Mr. Clough of Tisbury, petition of the working-men's city committee of Boston, in aid of the petition of S. W. Harmon and others, for amendment of the law concerning street railways. Referred to the committee on Street Railways. Street railways.

By Mr. Scott of Lexington, petitions of Otis H. Dana and 112 others, Oliver Stearns and others, George O. Smith and others; by Mr. Barrett of Concord, petition of R. W. Emerson and 54 others; by Mr. Wood of Northborough, petition of Gardner Rice and others; by Mr. Brooks of Haverhill, petition of William H. Spencer and others; by Mr. Brackett of Boston, petition of Harry Newell and others; by Mr. Monroe of Brockton, petition of O. G. Tinkham and others; by Mr. Wiggin of Lowell, petition of John Davis and others; by Mr. Coggin of Boxford, petition of Nathaniel R. Farley and others; by Mr. Lincoln of Hingham, petition of David Cushing, 2d, and others; by Mr. Mahon of Hopkinton, petition of Orrin Thomson and others; by Mr. Clark of Walpole, petition of J. B. Hanners and others; and, by Mr. Donnell of Chelsea, petition of John Bell and others, — severally for legislation to suppress pigeon-shooting, or the shooting of birds from traps. Trap-shooting.

Severally placed on file.

By Mr. Ranlett of Newton, petition of the Mayor of Newton, for an amendment of the charter of said city relative to the election of city officers. Referred under the 20th joint Rule to the next General Court, the House refusing to suspend the rule as moved by Mr. Ranlett. Newton charter.

*Discharged from the Orders.*

On motion of Mr. McCafferty of Worcester, the report of the committee on the Judiciary, inexpedient to legis- Rate of interest.

late, on an order relative to limiting the rate of interest to six per cent, was discharged from the orders of the day, referred to the committee on Mercantile Affairs, and sent up for concurrence in the reference.

*Free passes.*

The Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session was, on motion of Mr. Noyes of Boston, discharged from the orders of the day, and postponed for further consideration until Thursday, to be placed first in the orders for that day.

### *Reconsideration.*

*Fanny Ross.*

On motion of Mr. Kelley of Cambridge, the vote whereby the House on Friday accepted the report of the committee on Claims, leave to withdraw, on petition of Fanny Ross, for State aid, was reconsidered; and, on further motion of the same gentleman, the report was recommitted to the committee on Claims.

### *Papers from the Senate.*

#### **Reports:**

*School committees and county commissioners.*

Of the committee on Education, inexpedient to legislate, on the order relative to appeals from school committees to county commissioners in matters relating to schools; and

*Massachusetts School Fund.*

No legislation necessary, on the annual report of the commissioners of the Massachusetts School Fund;

*Taxation of mortgages.*

Of the committee on Taxation, inexpedient to legislate, on the order relative to the exemption from taxation of all real estate upon which mortgages are held; and

*Beet-sugar.*

Of the committee on Agriculture, inexpedient to legislate, on the order relative to offering a State bounty for the manufacture of beet sugar;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

*Foxborough.*

A Bill to authorize the town of Foxborough to make certain payments to the widow and children of John A. Davis, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

#### **Bills:**

*Medford Bridge.*

To amend chapter 130 of the Acts of the year 1873, entitled "An Act to authorize the town of Medford to build a bridge across Mystic River;"

To amend chapter 152 of the Acts of the year 1877

relating to the construction of the extension of Foster Street in the city of Worcester; and Foster-street extension.

In relation to the election of directors of certain insurance companies;

Severally reported on petitions, and passed to be engrossed by the Senate, were read, and ordered to a second reading. Insurance companies.

Petitions of Rev. George T. Warren and 50 others, Rev. E. A. Smith and 30 others, I. N. Tarbox and 48 others, P. E. Nash and others, and George R. Peckham and 32 others,—severally for a prohibitory law. Liquor Law

Severally referred in concurrence to the committee on the Liquor Law.

### *Bills Enacted.*

Engrossed bills:

To amend chapter 165 of the General Statutes relating to injuring memorials of the dead; Bills enacted.

To change the name of the trustees of Abbot Female Academy in Andover;

To incorporate the Home for Aged Women in Waltham;

To amend "An Act to incorporate the Veteran Association of the Independent Corps of Cadets;"

In addition to "An Act to provide for the keeping of registers of voters in towns;"

To authorize the town of Wilmington to pay a certain bounty to John H. Simpson and George H. Baird, for service in the late war as part of the quota of said town;

(Which severally originated in the House);

To amend chapter 77 of the Acts of the year 1878 extending the powers of assessors of taxes; and

In relation to the licenses of innholders and common victuallers in the city of Boston;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Reports of Committees.*

By Mr. Russell of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation forbidding persons not members of the bar from filing up writs authorizing attachments. Writs.

By Mr. Ranlett of Newton, from the committee on Harbors, leave to withdraw, on the petitions of N. H. Bearse and others, for authority to cut a boat-channel between South Bay and Vineyard Sound.

the South Bay and Vineyard Sound, and a remonstrance against the same.

Saratoga  
Monumental  
Association.

By Mr. Hyde of Boston, from the committee on Federal Relations, leave to withdraw, on the petition of the Saratoga Monumental Association, for a thousand dollars to enable them to erect a monument upon the field of Burgoyne's surrender.

Severally read, and placed in the orders of the day for to-morrow.

Issue and service of writs.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Bill (on leave) to prevent abuse in the issue and service of writs ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Williamstown.

By Mr. Brown of Fitchburg, from the committee on Finance, that the Resolve in favor of the town of Williamstown ought to pass. Placed in the orders of the day for to-morrow for a second reading.

*Taken from the Table.*

Trap-shooting.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to trap-shooting, or the shooting of birds or animals for amusement, was, on motion of Mr. Maynard of Springfield, taken from the table, and placed in the orders of the day for to-morrow, the same gentleman having moved to substitute for the report a "Bill to suppress pigeon-shooting and similar sports."

*Laid on the Table.*

Salary bills.

On motion of Mr. Noyes of Boston, the engrossed bills: Fixing the compensation of members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, doorkeepers, assistant doorkeepers, postmaster, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon;

To fix the salary of the secretary of the Commonwealth, and the salaries and compensation of the persons employed in the secretary's department; and

Establishing the salary of the auditor and of the clerks in his department;

Were severally laid on the table, the question, in each case, being on the enactment of the bill.

*Orders of the Day.*

The report of the committee on the Judiciary, leave to withdraw, on the petition of M. C. Parkhurst, for a change in the law relating to vagrants, was accepted. Orders of the day.

Reports of the committee on Claims, leave to withdraw:

On the petition of George A. Monroe, for State aid;

On the petition of Jane Meaney, for money in the treasury of the Commonwealth belonging to her;

On the petition of William P. Proctor, jun., that the claim of members of the Eighth Regiment Massachusetts Volunteers, for services rendered, may be considered; and

On the petition of Benjamin Clough, for the payment to the town of Gosnold of certain money expended for the burial of a body washed ashore in said town; and

Of the committee on Insurance, leave to withdraw, on the petition of the Cambridge Mutual Fire-insurance Company of Cambridge, for authority to hold real estate;

Were severally accepted, and sent up for concurrence.

**Reports:**

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of H. R. Perkins and others, for a law regulating mining; and

Of the committee on Roads and Bridges, no legislation necessary, on the order relative to stones and rubbish in the highways;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the protection of the property of common victuallers, was considered. The pending motion of Mr. Hines of Boston, to substitute a bill for the report, was adopted, the bill having first been amended on motion of Mr. Hines; and the bill was read, and ordered to a second reading, its title being "Bill concerning common victuallers."

The Bill to incorporate the trustees of Thayer Academy was read a third time, and, on motion of Mr. Willis of Braintree, was postponed for further consideration until to-morrow, the question being on engrossment.

**Bills:**

To enable stockholders in street-railway corporations to subscribe for additional stock (amended on motion of Mr. Murphy of Boston);

To amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens ;

In addition to an act relative to liens on buildings and land ;

To amend chapter 12 of the General Statutes relative to advertisement of sales of real estate taken for taxes ;

Concerning the bonds of town collectors and treasurers ;

To provide for the construction of a dike and for other purposes to protect the town of Westfield from floods ; and

To amend chapter 40 of the Acts of the year 1803 relative to the privilege of taking certain fish in Mystic River in Medford ;

Were severally read a second time, and ordered to a third reading.

The Bill regulating the salary of the engineer, watchmen, and firemen at the State House, and of the janitor in Pemberton Square, was further considered. All of the pending amendments were rejected, except that moved by Mr. Crowley of Lowell, to make the pay of the assistant fireman at the State House two dollars and a half per day, which amendment was adopted by a vote of 81 to 70. And the bill was passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The Bill concerning the practice in motions for new trials in the Superior or Supreme Judicial Court was read a second time, and after debate was refused a third reading by a vote of 25 to 107.

**Bills :**

In relation to interest upon taxes ; and

Concerning the payment of laborers' wages by cities ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To establish the salaries of the treasurer and receiver-general, and of the clerks in his department ; and

To establish and regulate an alewife-fishery in the Great Pond so called, and the waters connected therewith, in Eastham (its title having been changed by the committee on Bills in the Third Reading, so as to read "Bill to establish an alewife-fishery in Eastham") ;

Were severally read a third time, and passed to be engrossed in concurrence, the bill first named being sent up for concurrence in the amendment adopted by the House.

At 5.15 adjourned.

TUESDAY, Feb. 18, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Clark of Framingham, remonstrance of Charles Q. Tirrell and others, against the abolition of the First District Court of Southern Middlesex. Referred to the committee on Retrenchment.

First District Court of Southern Middlesex.

By Mr. Jennings of Fall River, petition of Rhoda Greenman and others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Woman suffrage.

By the same gentleman, petitions of E. Warden Sears and others, Charles F. Choate and others,—severally for the appointment of a harbor-master for the harbor of Vineyard Haven.

Vineyard Haven Harbor.

By Mr. Clough of Tisbury, remonstrances of James C. Crowley and others, and Charles Holmes and others,—severally against the appointment of a harbor-master for the harbor of Vineyard Haven.

Ibid.

Severally referred to the committee on Harbors.

By Mr. Robinson of Lynn, petition of Charles A. Smith and 21 others, in aid of the petition of Frederick Robinson and others, relative to national currency. Referred to the committee on Federal Relations.

Greenbacks.

By Mr. Clough of Tisbury, remonstrance of Thomas M. Pease and others, against the petition of H. W. Smith and others, relative to eel-fishing in the waters of Edgartown. Referred to the committee on the Fisheries.

Edgartown.

By Mr. Randall of Waltham, petitions of Daniel Carey and others, H. P. Sherman and others, and George D. Taylor and others,—severally in aid of the petition of the Massachusetts Central Railroad, for authority to extend its road.

Massachusetts Central Railroad.

Severally referred to the committee on Railroads.

By Mr. William Reed, jun., of Taunton, remonstrance of James O. French and others, against the annexation of a portion of Taunton to the town of Berkley. Referred to the committee on Towns.

Taunton and Berkley.

Severally sent up for concurrence.



## Trap-shooting.

By Mr. Randall of Waltham, petition of A. Jameson and others; by Mr. Burke of Boston, petition of R. R. Smith and others; by Mr. Scott of Lexington, petition of Charles E. Chester and others; by Mr. Hastings of Worcester, petition of A. M. Barker and others; and, by Mr. Frye of North Andover, petition of Charles S. Parker and others,—severally for legislation to suppress trap pigeon-shooting.

## Protection of wives.

By Mr. Jennings of Fall River, petition of Rhoda Greenman and others, relative to the protection of wives from the cruelty of their husbands.

Severally placed on file.

*Papers from the Senate.*

## Agricultural bounties.

## Reports:

Of the committee on Agriculture, leave to withdraw, on the petitions of farmers' clubs of Massachusetts in relation to the distribution of the State bounty to agricultural societies;

## Stamp on goods.

Of the committee on Manufactures, inexpedient to legislate, on an order requiring certain kinds of manufactured goods to bear a stamp designating the materials used in the manufacture of the same;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

## Old State Prison.

A Resolve relating to repairs at the old State Prison, passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

## Trusts.

A Bill concerning trusts created by will, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

## Fees of jurors.

The Bill relating to the fees of jurors came down, passed to be engrossed in concurrence, with certain amendments. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendments.

## Bills:

## Taunton Great River.

For the better protection of the shad and alewife fishery in Taunton Great River;

## Assessment of personal property.

In relation to the assessment of personal property, and making returns thereof by assessors;

(Severally reported on orders); and a

## The fisheries.

Resolve concerning the fishery clauses of the Treaty of

Washington (reported on a special message of the governor);

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

The report of the receivers of the Rockport Savings Bank, referred by the Senate to the committee on Banks and Banking, and sent down for concurrence, and referred by the House in non-concurrence to the next General Court under the 20th joint Rule, came down with the indorsement that the Senate insisted on its reference, and asked for a committee of conference; Messrs. Ropes, Harding, and Osborn, being appointed on its part. The House concurred; and Messrs. Osgood of Salem, Rockwell of Pittsfield, and Maynard of Springfield, were appointed on the part of the House.

Rockport Savings Bank.

The petition of Samuel Cutler and others, for a prohibitory law, was referred in concurrence to the committee on the Liquor Law.

Liquor Law.

The petition of John Upton and 29 others, in aid of the Bill relating to the fencing of railroads, was referred in concurrence to the committee on Railroads.

Fencing of railroads.

### *Reports of Committees.*

By Mr. Fuller of Boston, from the committee on the Judiciary:

Police-officers and constables.

Inexpedient to legislate, on an order relative to legislation to increase efficiency of police-officers and constables throughout the State; and

Leave to withdraw, on the petition of the Roxbury Athenæum, for authority to issue certificates of stock.

Roxbury Athenæum.

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to legislation requiring clerks of courts to report to the secretary of the Commonwealth certain facts in relation to appeal bonds in criminal cases.

Appeal bonds.

By Mr. Jennings of Fall River, from the same committee, inexpedient to legislate, on an order relative to extending the time of filing accounts of liens of mechanics.

Filing accounts of mechanics' liens.

By Mr. Burr of Ludlow, from the committee on Federal Relations, inexpedient to legislate, on an order relative to the interference of Federal officials in State and other elections.

Interference in elections.

By Mr. Willis of Braintree, from the committee on the Fisheries, inexpedient to legislate, on an order relative to the rights of owners of private or artificial ponds.

Private ponds.

## Trap-shooting.

By Mr. Randall of Waltham, petition of A. Jameson and others; by Mr. Burke of Boston, petition of R. R. Smith and others; by Mr. Scott of Lexington, petition of Charles E. Chester and others; by Mr. Hastings of Worcester, petition of A. M. Barker and others; and, by Mr. Frye of North Andover, petition of Charles S. Parker and others,—severally for legislation to suppress trap pigeon-shooting.

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By Mr. Jennings of Fall River, petition of Rhoda Greenman and others, relative to the protection of wives from the cruelty of their husbands.

Severally placed on file.

*Papers from the Senate.*

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## Reports:

Of the committee on Agriculture, leave to withdraw, on the petitions of farmers' clubs of Massachusetts in relation to the distribution of the State bounty to agricultural societies;

## Stamp on goods.

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In relation to the assessment of personal property, and making returns thereof by assessors;  
(Severally reported on orders); and a

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Fencing of railroads.

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Police-officers and constables.

Inexpedient to legislate, on an order relative to legislation to increase efficiency of police-officers and constables throughout the State; and

Leave to withdraw, on the petition of the Roxbury Athenæum, for authority to issue certificates of stock.

Roxbury Athenæum.

By Mr. Rockwell of Pittsfield, from the same committee, inexpedient to legislate, on an order relative to legislation requiring clerks of courts to report to the secretary of the Commonwealth certain facts in relation to appeal bonds in criminal cases.

Appeal bonds.

By Mr. Jennings of Fall River, from the same committee, inexpedient to legislate, on an order relative to extending the time of filing accounts of liens of mechanics.

Filing accounts of mechanics' liens.

By Mr. Burr of Ludlow, from the committee on Federal Relations, inexpedient to legislate, on an order relative to the interference of Federal officials in State and other elections.

Interference in elections.

By Mr. Willis of Braintree, from the committee on the Fisheries, inexpedient to legislate, on an order relative to the rights of owners of private or artificial ponds.

Private ponds.

Fishing in Merrimack River.

By Mr. Berry of Stoneham, from the same committee, inexpedient to legislate, on an order relative to taking fish in the Merrimack River.

Ibid.

By Mr. Rowe of Rockport, from the same committee, leave to withdraw, on the petition of Sumner, Swasey & Currier, for a change in the law relative to fishing in the Merrimack River.

Insane-hospitals.

By Mr. Kelley of Cambridge, from the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to supporting insane-hospitals by an annual appropriation from the State treasury.

Worcester Board of Health.

By Mr. Warren of Boston, from the committee on Public Health, leave to withdraw, on the petition of the city of Worcester, for a repeal of chapter 133 of the Acts of the year 1877 relative to Boards of Health in cities, so far as said act applies to the city of Worcester.

Severally read, and placed in the orders of the day for to-morrow.

Trials in criminal cases.

By Mr. Jennings of Fall River, from the committee on the Judiciary, that the Bill (on leave) concerning the practice in trials of criminal cases ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Foxborough.

By Mr. Hale of Cambridge, from the same committee, that the Senate Bill to authorize the town of Foxborough to make certain payments to the widow and children of John A. Davis ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Returns of marriages.

By Mr. Fuller of Boston, from the same committee, on an order, a Bill in relation to returns of marriages.

New Bedford.

By Mr. Jennings of Fall River, from the same committee, on a bill on leave and a petition and remonstrance, a Bill to amend the charter of the city of New Bedford.

Somerville.

By Mr. Ware of Milton, from the same committee, on a petition, a Bill to amend "An Act to establish the city of Somerville."

Pauper insane.

By Mr. Reynolds of Richmond, from the committee on Public Charitable Institutions, on orders of Jan. 13 and Feb. 5, a Bill relating to the support of paupers in the lunatic-hospitals.

Massachusetts Public Health Association.

By Mr. Holmes of Adams, from the committee on Public Health, on a petition, a Bill to incorporate the Massachusetts Public Health Association.

Severally read, and ordered to a second reading.

*Member Qualified.*

Mr. Rice of Worcester, a representative-elect, being present, and ready to be qualified, Mr. Hastings of Worcester was appointed a committee who conducted him to the Council Chamber, and, he having been duly qualified, report was made accordingly. Mr. Rice.

*Bills Enacted, and a Resolve Passed.*

Engrossed bills:

Bills enacted.

For the protection of married women;

To incorporate the Billerica and Bedford Narrow-gauge Railroad Company;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve relative to the transfer of certain records of marriages for the county of Suffolk from the year 1716 to the year 1781 (which originated in the House) was passed, signed, and sent to the Senate. Resolve passed.

*Discharged from the Orders.*

The Resolve providing for the printing of five hundred extra copies of the report of the commissioners of prisons relative to the Reformatory Prison for Women, was, on motion of Mr. Thomas of Brookline, discharged from the orders of the day, the question being on concurring with the Senate in certain amendments. The House refused to concur, on motion of the same gentleman, and the resolve was sent to the Senate indorsed accordingly. Woman's Prison.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation forbidding persons not members of the bar from filling up writs authorizing attachments, was, on motion of Mr. Callender of Boston, discharged from the orders of the day, and postponed for further consideration until to-morrow; the same gentleman having moved to substitute for the report a "Bill to prevent frauds and abuses in the practice of law, and the use of legal process." Writs.

*Orders of the Day.*

Reports:

Of the committee on Federal Relations, leave to withdraw, on the petition of the Saratoga Monumental Association, for one thousand dollars; Orders of the day.

To amend chapter 12 of the General Statutes relative to advertisement of sales of real estate taken for taxes;

Concerning the bonds of town collectors and treasurers;

To enable stockholders in street-railway corporations to subscribe for additional stock;

Concerning the care of desolate and abused children;

Concerning juvenile offenders in the city of Boston; and a

Resolve in favor of the State Almshouse at Tewksbury;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to incorporate the trustees of Thayer Academy was further considered, passed to be engrossed, and sent up for concurrence.

#### Bills:

To provide for licensing conductors, drivers, and despatchers of street-railway cars in the city of Boston;

To authorize the Supreme Council of the Royal Arcanum to hold its annual meeting without the Commonwealth;

To fix the salaries of the deputy tax commissioner and commissioner of corporations, and the persons employed in his department (amended on motion of Mr. Brackett of Boston);

Were severally read a third time, and passed to be engrossed in concurrence; the bill last named being sent up for concurrence in amendments adopted by the House.

At 5.45 adjourned.

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WEDNESDAY, Feb. 19, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

#### *Petitions Presented.*

Massachusetts  
Central Rail-  
road.

By Mr. Randall of Waltham, petition of Rufus G. Brown and 114 others, in aid of the petition of the Massachusetts Central Railroad Company, for an extension of its line to connect with the Boston and Lowell Railroad. Referred to the committee on Railroads, and sent up for concurrence.

Trap-shooting.

By Mr. Magee of Malden, petitions of A. F. Sargent and others, and William F. Chester and others; and, by Mr. Powers of South Abington, petition of D. W. Allen

and others,—severally for legislation to suppress trap pigeon-shooting.

Severally placed on file.

*Papers from the Senate.*

**Reports:**

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to repealing or amending section 5, chapter 384, of the Acts of the year 1869 relative to taking fish for scientific purposes;

Taking fish for scientific purposes.

Of the committee on Education, inexpedient to legislate, on orders relative to prohibiting school committees from exceeding the appropriations for the support of schools made by cities and towns; and

Appropriations for school committees.

Of the committee on Agriculture, inexpedient to legislate, on an order relative to amending chapter 375 of the Acts of the year 1874 concerning associations for charitable and other purposes, so that it may apply to agricultural corporations;

Agricultural societies.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

**Bills:**

To amend chapter 168 of the Acts of the year 1878 to prevent trespass on land (reported on an order); and

Trespass on land.

To change the name of the Cape-Ann Isinglass and Glue Company in Rockport (reported on a petition);

Cape-Ann Isinglass and Glue Company.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

The following papers were referred in concurrence:

Petitions of Hiram Derby and others, William Sprague and others, Charles Farnsworth and 173 others,—severally in aid of the bill concerning the fencing of railroads. To the committee on Railroads.

Fencing of railroads.

Petition of the selectmen of the town of Wayland, for the abolition of the First District Court of Southern Middlesex, or that the town of Wayland may be set off from the jurisdiction of said court. To the committee on Retrenchment.

First District Court South Middlesex.

Remonstrance of James Wade and others, against a part of the city of Taunton being set off to Berkley. To the committee on Towns.

Taunton and Berkley.

*Bills Enacted, and a Resolve Passed.*

**Engrossed bills:**

Bills enacted.

To change the name of the West-Parish Congregational Society of Amesbury;



To authorize the Onset Bay Grove Association to construct and maintain a bridge over tide-water; and

To amend chapter 59 of the Acts of the year 1867, for the protection of camp-meetings;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve providing for payment of expenses incurred in building an additional workshop at the new State Prison (which originated in the Senate) was passed, signed, and sent to the Senate.

### *Reports of Committees.*

Mechanics'  
liens.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the better protection of mechanics performing or furnishing labor and materials under the provisions of chapter 150 of the General Statutes.

Alabama  
resolutions.

By Mr. Bulloch of New Bedford, from the committee on Federal Relations, inexpedient to legislate, on certain resolutions adopted by the General Assembly of Alabama relative to the enactment of such legislation as will prevent the exercise of jurisdiction by the courts of the United States in certain proceedings against municipal corporations in the several States.

J. K. Lunt.

By Mr. Bond of Boston, from the committee on Mercantile Affairs, leave to withdraw, on the petition of Jacob K. Lunt, for a hearing in regard to his removal from the office of branch pilot.

Auctioneers.

By Mr. Mather of Williamstown, from the same committee, inexpedient to legislate, on an order relative to amending chapter 50 of the General Statutes relative to auctioneers.

Telephone  
companies.

By Mr. Johnson of Boston, from the same committee, inexpedient to legislate, on an order relative to corporations for transmitting intelligence by electricity.

Adulterations.

By Mr. Hooper of Medford, from the committee on Public Health, inexpedient to legislate, on an order relative to legislation to prevent the manufacture and sale of adulterated food and drugs.

Boston street  
railways.

By Mr. Coleman of Boston, from the committee on Street Railways, leave to withdraw, on the petition of Thomas J. Whidden and others, for an act to authorize the city of Boston to acquire the tracks of the street railways in said city, and to assume the care and management thereof.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Johnson of Boston, from the committee on Mercantile Affairs, that the Bill (on leave) to incorporate the Springfield and Holyoke Telephone Company ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Springfield and Holyoke Telephone Company.

By Mr. Whitney of Stow, from the committee on Claims, on a petition, a Resolve in favor of James Melvin of Concord. Read, and referred under the rule to the committee on Finance.

James Melvin.

By Mr. Maynard of Springfield, from the committee on the Judiciary, on an order, a Bill providing for the sale of estates encumbered by conditions and annuities.

Encumbered estates.

By Mr. Hale of Cambridge, from the same committee, on an order, a Bill to extend to the city of Salem the provisions of chapter 19 of the General Statutes in relation to the construction of the words "mayor and aldermen."

"Mayor and aldermen."

By Mr. Ames of Wakefield, from the committee on Public Health, on a petition, a Bill in relation to the discharge of sewage into the Roxbury Canal.

Roxbury Canal.

By Mr. Russell of Boston, from the committee on Public Charitable Institutions, on a petition, a Bill forbidding the detention of poor children in almshouses.

Children in almshouses.

By Mr. Ladd of Springfield, from the committee on Retrenchment, on various matters relating to retrenchment, in part, bills:

To fix the salaries of the insurance commissioner, his deputy and clerks; and

Insurance commissioner.

To fix the salaries of the commissioners of savings banks.

Savings bank commissioners.

Severally read, and ordered to a second reading, Rule 42 being suspended in the case of the two bills last named.

### *Orders of the Day.*

#### Reports:

Of the committee on the Judiciary, inexpedient to legislate:

Orders of the day.

On an order relative to legislation to increase efficiency of police-officers and constables;

On an order relative to legislation requiring clerks of courts to report to the secretary of the Commonwealth certain facts in relation to appeal bonds in criminal cases; and

On an order relative to extending the time of filing accounts of liens of mechanics; and

Leave to withdraw, on the petition of the Roxbury Athenæum, for authority to issue certificates of stock;

Of the committee on Federal Relations, inexpedient to legislate, on an order relative to the interference of Federal officials in State and other elections;

Of the committee on the Fisheries:

Inexpedient to legislate, on an order relative to taking fish in the Merrimack River; and

Leave to withdraw, on the petition of Sumner, Swasey, & Currier, for a change in the law relative to fishing in the Merrimack River; and

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to supporting insane-hospitals by an annual appropriation from the State treasury;

Were severally accepted, and sent up for concurrence.

Reports:

Of the committee on Agriculture, leave to withdraw, on the petitions of farmers' clubs of Massachusetts, in relation to the distribution of the State bounty to agricultural societies; and

Of the committee on Manufactures, inexpedient to legislate, on an order requiring certain kinds of manufactured goods to bear a stamp designating the materials used in the manufacture of the same;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to trap-shooting, was further considered. The pending motion of Mr. Maynard of Springfield, to amend by substituting a bill, was adopted; and the bill was read, and ordered to a second reading.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation forbidding persons not members of the bar from filling up writs authorizing attachments, was further considered. The pending motion of Mr. Callender of Boston, to amend by substituting a bill, was lost, the bill having first been amended on motion of Mr. Hale of Cambridge, and the report was then accepted.

Bills:

Relating to the support of paupers in the lunatic-hospitals;

To amend "An Act to establish the city of Somerville;"

To amend the charter of the city of New Bedford;  
 To authorize the town of Foxborough to make certain payments to the widow and children of John A. Davis;  
 For the better protection of the shad and alewife fishery in Taunton Great River; and  
 In relation to the assessment of personal property, and making returns thereof by assessors;  
 Were severally read a second time, and ordered to a third reading.

**Bills:**

To provide for the construction of a dike in the town of Westfield (its title having been changed by the committee on Bills in the Third Reading);  
 Concerning common victuallers; and  
 To amend chapter 266 of the Acts of the year 1878 relating to the collection of taxes; and a  
 Resolve in favor of the town of Williamstown;  
 Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

In relation to the election of directors of certain insurance companies;  
 To amend chapter 130 of the Acts of the year 1873, entitled "An Act to authorize the town of Medford to build a bridge across Mystic River;"  
 Concerning letters of attorney for the conveyance of the real estate of married women; and  
 To amend section 4 of chapter 376 of the Acts of the year 1874 relating to elections;  
 Were severally read a third time, and passed to be engrossed in concurrence.

The Bill in relation to taxable income was further considered. Mr. Noyes of Boston, moved to so amend the first section of the bill, that no income in the Commonwealth shall be taxed. On this motion the yeas and nays were ordered on request of Mr. Tufts of Boston; and, the roll being called, the amendment was rejected by a vote of 90 yeas to 119 nays, as follows:—

**YEAS.**

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Bigelow, Francis. |
| Ames, Azel, jun.            | Bolles, Matthew.          |
| Bartlett, Joseph F.         | Bond, George H.           |
| Bates, Theodore C.          | Brackett, John Q. A.      |

|                                |                                |
|--------------------------------|--------------------------------|
| <b>Messrs.</b> Bryan, James H. | <b>Messrs.</b> Murray, Joseph. |
| Burr, Benjamin F.              | Nichols, Joseph J.             |
| Callender, Edward B.           | Nickerson, Richard E.          |
| Clark, Wilder P.               | Norton, John B.                |
| Clarke, Henry S.               | Noyes, Charles J.              |
| Clough, Benjamin.              | O'Connor, Dennis.              |
| Coleman, Lewis.                | Paddack, Henry.                |
| Converse, Elisha S.            | Paine, Samuel C.               |
| Copeland, Henry.               | Park, George W.                |
| Crocker, Charles T.            | Powers, Henry W.               |
| Cushing, Matthew H.            | Pynchon, William.              |
| Darling, Homer W.              | Randall, David.                |
| Eastabrooks, James E.          | Reed, John D.                  |
| Ferson, Charles H.             | Reed, William, jun.            |
| Fiske, Alonzo S.               | Rich, Stephen.                 |
| Frye, Newton P.                | Ricketts, William J.           |
| Gaylord, William M.            | Roach, Richard.                |
| Hale, Edwin B.                 | Robinson, Amasa C.             |
| Hall, Eben A.                  | Rockwell, Francis W.           |
| Henry, Neil.                   | Russell, Solomon N.            |
| Hoar, William M.               | Sanders, William.              |
| Holbrook, Jonathan.            | Savery, William.               |
| Hollis, Freeman.               | Scott, Augustus E.             |
| Holmes, Horace M.              | Sherburne, John H.             |
| Hoyt, Richard H.               | Shipman, Jonathan E.           |
| Humphrey, Robert.              | Smith, Elizur.                 |
| Hyde, Henry D.                 | Smith, Rufus.                  |
| Jenkins, Edward J.             | Soule, Rufus A.                |
| Jennings, Andrew J.            | Sparrow, James H.              |
| Johnson, Henry A.              | Stone, Josiah F.               |
| Kimball, D. Smith.             | Stuart, William J.             |
| Leonard, Marcus.               | Thayer, Edward F.              |
| Lewis, Bangs A.                | Tucker, Payson E.              |
| Locke, James L.                | Van Deusen, Merritt.           |
| Lowther, George W.             | Walker, Joseph H.              |
| Magee, James P.                | Wentworth, Charles A.          |
| Marsh, Edwin W.                | Wilbur, Daniel.                |
| Mather, Benjamin F., jun.      | Wilde, Joseph D.               |
| Maynard, Elisha B.             | Willis, George D.              |
| McCulloch, Leonard.            | Wiswell, Joseph.               |
| Monroe, Alfred C.              | Woodbury, George D.            |

## NAYS.

|                                 |                                  |
|---------------------------------|----------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Beebe, Eleazer S. |
| Atkinson, Benjamin F.           | Beeching, Richard.               |
| Baker, John I.                  | Bennett, James W.                |
| Barrett, Richard.               | Bennett, Joseph.                 |
| Barrus, Alvan.                  | Berry, John F.                   |
| Bartlett, Charles R.            | Blake, J. Albert.                |

Messrs. Brigham, George O.  
Brooks, William A.  
Brown, Horace.  
Brown, Luther J.  
Bulloch, Andrew.  
Burke, William J.  
Carberry, William H.  
Clark, Lyman.  
Coggin, William S.  
Colburn, George F.  
Crocker, Elisha, jun.  
Crosby, Isaac N.  
Crowell, Edward P.  
Crowley, Jeremiah J.  
Crowley, Robert E.  
Daniels, Elijah B.  
Davis, Joseph W.  
Day, Thomas H.  
Dee, John H.  
Dickinson, Ethan D.  
Donnell, Elbridge C.  
Emery, Levi.  
Everson, John W.  
Fish, Isaiah.  
Flood, John T.  
Foss, William A.  
Fowler, Francis E.  
Fuller, Henry W.  
Glover, George D.  
Graham, James B.  
Harden, George P.  
Hart, John W.  
Hartshorn, Calvin L.  
Hastings, Thomas J.  
Hill, Hamilton A.  
Hines, Francis E.  
Hooper, John H.  
Horton, Nathaniel A.  
Howes, Thomas P.  
Howland, Charles H.  
Ingraham, William H.  
James, John F.  
Joyce, John.  
Keough, Thomas L.  
Kimball, Albert.  
Lawrence, Sumner P.  
Lawton, James M.  
Leary, Frank D.  
Levy, Samson.  
Litchman, Charles H.

Messrs. Livermore, Rufus.  
Loring, Chauncy.  
Lovell, Andrew.  
Macomber, William P.  
McCafferty, Matthew J.  
McGeough, James A.  
McMahon, John F.  
Mellen, James H.  
Montague, Royal M.  
Mooney, Daniel S.  
Morse, Leander B.  
Morton, Frank H.  
Moulton, Jesse.  
Murphy, Patrick F.  
O'Neil, Joseph H.  
Osgood, Charles S.  
Paige, Lucius R.  
Peabody, John W.  
Pickman, John J.  
Pinkham, Daniel R.  
Pratt, Edwin B.  
Proctor, William P.  
Quigley, James L.  
Ranlett, Charles E.  
Reynolds, Samuel M.  
Rice, George W.  
Rice, Leonard B.  
Rice, J. M.  
Rowe, Amos.  
Russell, Thomas.  
Sargent, Edmund P.  
Smith, Maloy J.  
Smyth, William A. S.  
Sowdon, Arthur J. C.  
Spillane, Timothy B.  
Stanley, John.  
Stetson, George F.  
Sweetser, John.  
Thayer, Tyler.  
Thomas, Edward I.  
Tilden, William S.  
Trussell, Rufus.  
Tufts, Arthur W.  
Varnum, Leavitt R. J.  
Wadlin, Daniel H.  
Wardwell, Henry.  
Ware, Horace E.  
Warren, Alonzo.  
Warren, Orrin.  
Webber, Alonzo C.

|                        |                               |
|------------------------|-------------------------------|
| Messrs. Webster, Abel. | Messrs. Witherell, William D. |
| Whitney, Edwin.        | Wonson, Charles H.            |
| Whittemore, Jonathan.  | Wright, Francis W.            |
| Wiggin, William H.     |                               |

Yeas, 90 ; nays, 119.

On this question Mr. Cummings of Fall River, who would have voted in the affirmative, was paired with Mr. Kelley of Cambridge.

The pending amendment, moved by Mr. Hastings of Worcester, was then rejected; and, the main question on the engrossment of the bill being put, it was rejected.

At 5.40 adjourned.

THURSDAY, Feb. 20, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Bureau of Labor  
statistics.

The tenth annual report of the Bureau of Statistics of Labor was received, referred to the committee on Labor, and sent up for concurrence.

*Petitions Presented.*

Woman suf-  
frage.

By Mr. Sowdon of Boston, petition of Amanda M. Lougee and others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Massachusetts  
Central Rail-  
road.

By Mr. Colburn of Leominster, petition of Francis Buttrick and others, in aid of the petition of the Massachusetts Central Railroad Company, for an extension of its line to connect with the Boston and Lowell Railroad.

Fencing rail-  
roads.

By Mr. Brown of Fitchburg, petition of L. N. Bradford and others; and, by Mr. Crocker of Fitchburg, petition of John M. Graham and others, — severally in aid of the Bill concerning the fencing of railroads.

Severally referred to the committee on Railroads.

Hampshire-  
county officers.

By Mr. Barrus of Goshen, petition of D. W. Lovell and others, for a reduction of the salaries of the judge, and register of probate, and county treasurer of the county of Hampshire. Referred to the committee on Retrenchment.

Braintree and  
Weymouth.

By Mr. Willis of Braintree, resolutions of the town of Braintree, against any change in the boundary between

said town and Weymouth. Referred to the committee on Towns.

Severally sent up for concurrence.

By Mr. Prescott of Boston, petition of W. A. Snow and others, for a law to suppress trap pigeon-shooting. Placed on file. Trap-shooting.

*Order.*

The following order, offered by Mr. Ames of Wakefield, was adopted under suspension of the 20th joint Rule, and sent up for concurrence. Safety-valves.

*Ordered*, That the committee on Railroads consider the expediency of further legislation to prevent danger and annoyance from the use of safety-valves on locomotives.

*Motion to Reconsider.*

A motion of Mr. Mellen of Worcester, to reconsider the vote whereby the House yesterday rejected the Bill in relation to taxable income, was lost. Income-tax.

*Bills Enacted and a Resolve Passed.*

Engrossed bills:

To amend chapter 269 of the Acts of the year 1872 relating to the First District Court of Northern Middlesex;  
To protect the eel-fisheries in North River and its tributaries in the county of Plymouth;

In addition to an act concerning attachments;

To authorize the trustees of the Sigma Phi Society of Williams College to hold meetings in the city of New York;

To amend chapter 175 of the Acts of the year 1877 relative to the redemption of guarantee capital of mutual fire-insurance companies;

To amend chapter 232 of the Acts of the year 1878 relating to sewers and drains;

To authorize the North Parish of Wrentham to sell its meeting-house and land to the town of Norfolk; and

In addition to chapter 58 of the General Statutes relating to insurance companies;

(Which severally originated in the House of Representatives);

To establish an alewife fishery in Eastham; and

In relation to printing briefs in criminal cases;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Bills enacted.



**Resolve passed.** An engrossed Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary (which originated in the House) was passed, signed, and sent to the Senate.

*Papers from the Senate.*

**State directors.** *Ordered,* In concurrence, that Wednesday, Feb. 26, 1879, at three o'clock P.M., be assigned for a convention of both branches for the purpose of choosing two directors on the part of the Commonwealth, of the Boston and Albany Railroad, for the term of two years; and one director to fill the vacancy occasioned by the resignation of Thomas Talbot, who was elected a state director Feb. 19, 1878, for the term of two years.

**Chelsea and Everett.** A remonstrance of A. H. Evans and others, citizens of Everett, against the petition of the Mayor of Chelsea, for a change of the boundary-line between Chelsea and Everett, was referred in concurrence to the committee on Towns.

**E. Dawkins.** A report of the committee on Claims, leave to withdraw, on the petition of Elizabeth Dawkins, for State aid, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

**Courts of insolvency.** A Bill to amend chapter 118 of the General Statutes relating to courts of insolvency, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

**Workshops at new State Prison.** A Resolve concerning the rebuilding of workshops at the new State Prison (reported on a part of the report of the Inspectors of Prisons), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

**Simonds Manufacturing Company.** A Bill to amend the charter of the Simonds Manufacturing Company (reported on a petition), passed to be engrossed by the Senate, was read, and ordered to a second reading.

*Reports of Committees.*

**Salem charter.** By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, leave to withdraw, on the petition of the Common Council of the city of Salem, for an amendment of the charter of said city, so that said council may be represented on all important committees.

By Mr. Brigham of Westborough, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to so amending section 9, chapter 203, of the Acts of the year 1876, as to allow savings banks to make investments in municipal securities of towns in New-England States. Savings banks.

By Mr. Bennett of Boston, from the committee on Constitutional Amendments, inexpedient to legislate, on an order relative to fixing the pay of members of the Legislature by a constitutional amendment. Pay of members.

By Mr. Noyes of Boston, from the same committee, inexpedient to legislate:

On an order relative to abolishing the grand-jury system of the State; and Grand-jury system.

On an order relative to so amending the Constitution as to limit the right of suffrage of persons convicted of crime. Suffrage of criminals.

By Mr. McCafferty of Worcester, from the same committee, inexpedient to legislate, on an order relative to amending section 3, chapter 1, of the constitution, concerning the pay and mileage of members of the Legislature, so that they shall be the same as the pay and mileage fixed by law for jurors. Pay of members.

By Mr. Paine of Oxford, from the committee on Federal Relations, leave to withdraw, on the petition of William Giles Dix, for a national convention to form a new national constitution. National Constitutional Convention.

By Mr. Willis of Braintree, from the committee on the Fisheries, leave to withdraw, on the petition of the Pasque-island Corporation, for an amendment of its charter. Pasque-island Corporation.

By Mr. Sowdon of Boston, from the committee on Taxation, inexpedient to legislate, on orders relative to changing the time of the annual assessment of taxes. Assessment of taxes.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Stone of Winchester, from the committee on Banks and Banking, that the Bill (on leave) to incorporate the International Trust Company of Boston ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection. International Trust Company.

By Mr. Warren of Boston, from the committee on Public Health, that the Senate Bill authorizing agents of Boards of Health to make complaints for violation of the laws relating to public health ought to pass. Boards of health.

By Mr. Clark of Winchendon, from the committee on

**James Melvin.** Finance, that the Resolve in favor of James Melvin of Concord ought to pass.

**Old State Prison.** By Mr. Ladd of Springfield, from the same committee, that the Senate Resolve relating to repairs at the old State Prison ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

**Bail.** By Mr. Maynard of Springfield, from the committee on the Judiciary, on an order, a Bill allowing a deposit of money in lieu of sureties on recognizances.

**Purity of elections.** By Mr. Fuller of Boston, from the same committee, on an order, a petition, and three bills on leave, a Bill to preserve the purity of elections.

**North Reading.** By Mr. Thayer of Boston, from the committee on Military Affairs, on a bill on leave, a Bill to authorize the town of North Reading to pay certain bounties.

**Claims of soldiers and sailors.** By the same gentleman, from the same committee, that the Bill (on leave) for the appointment of an agent to attend to the claims of Massachusetts soldiers and sailors who served in the late war ought to pass in a new draft in the form of a resolve with the following title: "Resolve relative to the claims of soldiers and sailors of the late war."

Severally read, and ordered to a second reading.

#### *Discharged from the Orders.*

**Massachusetts Public Health Association.** The Bill to incorporate the Massachusetts Public Health Association was, on motion of Mr. Ames of Wakefield, discharged from the orders of the day, and recommitted to the committee on Public Health.

**Treaty of Washington.** The Resolve concerning the fishery clauses of the Treaty of Washington was, on motion of Mr. Howland of Plymouth, discharged from the orders of the day, and its consideration was postponed until to-morrow.

**Mechanics' liens.** The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the better protection of mechanics performing or furnishing labor and materials was, on motion of Mr. Noyes of Boston, discharged from the orders of the day, and laid on the table.

#### *Orders of the Day.*

**Orders of the day.** Reports of the committee on Mercantile Affairs, inexpedient to legislate:

On an order relative to corporations for transmitting intelligence by electricity; and

On an order relative to amending chapter 50 of the General Statutes relative to auctioneers; and

Leave to withdraw, on the petition of Jacob K. Lunt, for a hearing in regard to his removal from the office of branch pilot;

Of the committee on Public Health:

Inexpedient to legislate, on an order relative to legislation to prevent the manufacture and sale of adulterated food and drugs; and

Leave to withdraw, on the petition of the city of Worcester, for a repeal of chapter 133 of the Acts of the year 1877 relative to Boards of Health in cities, so far as said act applies to the city of Worcester;

Of the committee on Federal Relations, inexpedient to legislate, on certain resolutions adopted by the General Assembly of Alabama; and

Of the committee on Street Railways, leave to withdraw, on the petition of Thomas J. Whidden and others, for an act to authorize the city of Boston to acquire the tracks of the street railways in said city;

Were severally accepted, and sent up for concurrence.

Reports:

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to taking fish for scientific purposes; and

Of the committee on Agriculture, inexpedient to legislate, on an order relative to amending the law concerning associations for charitable and other purposes, so that it may apply to agricultural corporations;

Were severally accepted in concurrence.

The Bill (on leave) concerning the practice in trials of criminal cases was rejected, as recommended by the committee on the Judiciary.

Bills:

In relation to returns of marriages;

Providing for the sale of estates encumbered by conditions and annuities;

To extend to the city of Salem the provisions of chapter 19 of the General Statutes in relation to the construction of the words "mayor and aldermen;" and

To change the name of the Cape-Ann Isinglass and Glue Company in Rockport;

Were severally read, and ordered to a third reading.

Bills:

Relating to the support of paupers in the lunatic-hospitals;

To amend "An Act to establish the city of Somerville;"  
and

To amend the charter of the city of New Bedford;

Were severally read a third time, passed to be engrossed,  
and sent up for concurrence.

Bills:

To authorize the town of Foxborough to make certain  
payments to the widow and children of John A. Davis;  
and

For the better protection of the shad and alewife fish-  
ery in Taunton Great River;

Were severally read a third time, and passed to be en-  
grossed in concurrence.

The Bill requiring railroad corporations to carry officers  
and members of the Legislature free of charge during its  
session was read a third time, and considered. On motion  
of Mr. Rowe of Rockport, voted, that debate be closed at  
ten minutes past four, unless a vote be sooner reached.

Mr. Stetson of Hanson moved to amend the bill by sub-  
stituting therefor a resolution to the effect, that, in the  
opinion of the Legislature, railroads ought not to furnish  
transportation to members of the Legislature at a less cost  
than to any other persons.

Mr. Ladd of Springfield moved to amend so as to  
prohibit railroads from carrying members or officers of the  
Legislature free of charge, under penalty of a fine of a  
hundred dollars for each offence, and that the bill take  
effect on the 1st of July next.

The time for closing debate having arrived, Mr. Bryan  
of Westfield asked for the yeas and nays on the amend-  
ment moved by Mr. Ladd, but the House refused to order  
them, and, the question being put, the amendment was  
rejected.

The amendment moved by Mr. Stetson was rejected  
without a count.

On request of Mr. Marsh of Quincy, the yeas and nays  
were ordered on the main question, and, the roll being  
called, the bill was rejected by a vote of 65 yeas to 120  
nays, as follows:—

#### YEAS.

|                          |                             |
|--------------------------|-----------------------------|
| Messrs. Adams, Albert S. | Messrs. Bradstreet, Dudley. |
| Aldrich, Charles P.      | Brigham, George O.          |
| Ames, Azel, jun.         | Bryan, James H.             |
| Atkinson, Benjamin F.    | Burke, William J.           |
| Bennett, Joseph.         | Burr, Benjamin F.           |

|                                     |                                |
|-------------------------------------|--------------------------------|
| <b>Messrs. Carberry, William H.</b> | <b>Messrs. Lincoln, Elmer.</b> |
| Clough, Benjamin.                   | Litchman, Charles H.           |
| Colburn, George F.                  | Lyon, William.                 |
| Crocker, Elisha, jun.               | McCafferty, Matthew J.         |
| Crowley, Jeremiah J.                | McGeough, James A.             |
| Crowley, Robert E.                  | McMahon, John F.               |
| Cummings, John W.                   | Mooney, Daniel S.              |
| Daniels, Elijah B.                  | Morton, Elbridge G., jr.       |
| Darby, William F.                   | Murphy, Patrick F.             |
| Darling, Homer W.                   | Nichols, Joseph J.             |
| Day, Thomas H.                      | Norton, John B.                |
| Dee, John H.                        | Noyes, Charles J.              |
| Desmond, Cornelius.                 | O'Connor, Dennis.              |
| Ferson, Charles H.                  | Peabody, John W.               |
| Foss, William A.                    | Proctor, William P.            |
| Graham, James B.                    | Quigley, James L.              |
| Henry, Neil.                        | Reed, William, jun.            |
| Hoar, William M.                    | Rice, Leonard B.               |
| Hooper, John H.                     | Rich, Stephen.                 |
| Hoyt, Richard H.                    | Roach, Richard.                |
| Ingraham, William H.                | Robinson, Amasa C.             |
| James, John F.                      | Sampson, George T.             |
| Joyce, John.                        | Spillane, Timothy B.           |
| Kelley, Joseph J.                   | Stanley, John.                 |
| Keough, Thomas L.                   | Stone, Josiah F.               |
| Kimball, D. Smith.                  | Whitney, Edwin.                |
| Lawton, James M.                    | Wiswell, Joseph.               |
| Leonard, Marcus.                    |                                |

**NAYS.**

|                                  |                                 |
|----------------------------------|---------------------------------|
| <b>Messrs. Barrett, Richard.</b> | <b>Messrs. Clarke, Henry S.</b> |
| Barrus, Alvan.                   | Coggin, William S.              |
| Bartlett, Charles R.             | Coleman, Lewis.                 |
| Bartlett, Joseph F.              | Converse, Elisha S.             |
| Bates, Theodore C.               | Copeland, Henry.                |
| Beebe, Eleazer S.                | Crocker, Charles T.             |
| Beeching, Richard.               | Crosby, Isaac N.                |
| Bigelow, Francis.                | Crowell, Edward P.              |
| Blake, J. Albert.                | Davis, Joseph W.                |
| Bolles, Matthew.                 | Eastabrooks, James E.           |
| Brackett, John Q. A.             | Emery, Levi.                    |
| Brooks, William A.               | Everson, John W.                |
| Brown, Horace.                   | Fish, Isaiah.                   |
| Brown, Luther J.                 | Fiske, Alonzo S.                |
| Brown, William H.                | Fowler, Francis E.              |
| Bulloch, Andrew.                 | Fuller, Henry W.                |
| Clark, Joel C.                   | Gaylord, William M.             |
| Clark, Lyman.                    | Hale, Edwin B.                  |
| Clark, Wilder P.                 | Hall, Eben A.                   |

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Harden, George P. | Messrs. Rice, J. Marcus. |
| Hartshorn, Calvin L.      | Rockwell, Francis W.     |
| Hathaway, Judah.          | Russell, Solomon N.      |
| Hill, Hamilton A.         | Russell, Thomas.         |
| Hollis, Freeman.          | Sanders, William.        |
| Holmes, Horace M.         | Sargent, Edmund P.       |
| Horton, Nathaniel A.      | Scott, Augustus E.       |
| Howes, Thomas P.          | Seeley, Montessor S.     |
| Humphrey, Robert.         | Sherburne, John H.       |
| Hyde, Henry D.            | Shipman, Jonathan E.     |
| Jenkins, Edward J.        | Smith, Elizur.           |
| Jennings, Andrew J.       | Smith, Joseph.           |
| Johnson, Henry A.         | Smith, Rufus.            |
| Kimball, Albert.          | Smyth, William A. S.     |
| Ladd, Charles R.          | Soule, Rufus A.          |
| Lewis, Bangs A.           | Sowdon, Arthur J. C.     |
| Lincoln, Arthur.          | Sparrow, James H.        |
| Litchfield, William C.    | Stetson, George F.       |
| Livermore, Rufus.         | Stuart, William J.       |
| Locke, James L.           | Sweetser, John.          |
| Loring, Chauncy.          | Thayer, Edward F.        |
| Lovell, Andrew.           | Thomas, Edward I.        |
| Magee, James P.           | Tilden, William S.       |
| Marsh, Edwin W.           | Trussell, Rufus.         |
| Mather, Benjamin F., jun. | Tucker, Payson E.        |
| Maynard, Elisha B.        | Tufts, Arthur W.         |
| Montague, Royal M.        | Van Deusen, Merritt.     |
| Morse, Leander B.         | Varnum, Leavitt R. J.    |
| Moulton, Jesse.           | Wadlin, Daniel H.        |
| Murray, Joseph.           | Walker, Joseph H.        |
| Nickerson, Richard E.     | Wardwell, Henry.         |
| Osgood, Charles S.        | Ware, Horace E.          |
| Paddack, Henry.           | Warren, Alonzo.          |
| Paige, Lucius R.          | Webber, Alonzo C.        |
| Peck, Walter B.           | Webster, Abel.           |
| Powers, Henry W.          | Whiting, Hiram.          |
| Pratt, Edwin B.           | Wilde, Joseph D.         |
| Prescott, Charles J.      | Willis, George D.        |
| Pynchon, William.         | Wonson, Charles H.       |
| Ranlett, Charles E.       | Wood, David F.           |
| Reed, John D.             | Woodbury, George D.      |

Yeas, 65 ; nays, 120.

On this question Messrs. Rowe of Rockport, Baker of Beverly, Sheldon of Southampton, Ricketts of Monson, Berry of Stoneham, O'Neil of Boston, Mellen of Worcester, Donnell of Chelsea, and Bennett of Lowell, who would have voted in the affirmative, were announced as paired with Messrs. Witherell of Norton, Randall of Waltham,

Dickinson of Granville, Lawrence of Pepperell, Howland of Plymouth, Hart of Taunton, Hastings of Worcester, Bond of Boston, and Pickman of Lowell.

The Bill relative to first offence of drunkenness was further considered; the pending amendment moved by Mr. Pickman of Lowell was adopted, and the bill as amended was passed to be engrossed, and sent up for concurrence.

At 5.40 adjourned.

FRIDAY, Feb. 21, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Wright of Ashby, petition of Liberty Wellington and others, in relation to the transportation of milk on railroads. Referred to the committee on Railroads. Milk.

By Mr. Walker of Worcester, petition of T. K. Earle and others, for a law allowing women to vote for school committees. Referred to the committee on Woman Suffrage. Women's voting for school committees.

Severally sent up for concurrence. .

By Mr. Barrett of Concord, petition of Edwin Fletcher and others; by Mr. Horton of Salem, petition of D. B. Kimball and others; and, by Mr. Wright of Ashby, petition of S. D. Benjamin and others,—severally for a law to suppress trap pigeon-shooting. Trap-shooting.

Severally placed on file.

By Mr. Wade of Newton, petition of Peter Fay, for a law providing for the free transportation of milk on railroads. Referred, under the 20th joint Rule, to the next General Court. Milk.

*Order.*

The following order, offered by Mr. Hastings of Worcester, was, at the request of Mr. Osgood of Salem, laid over until Monday: Limit of debate.

*Ordered,* That, in debate of all matters coming before the House, speeches be limited to ten minutes. This rule shall not be suspended, except by unanimous vote.



*Papers from the Senate.*

Reports of the committee on Education, inexpedient to legislate:

Fitting pupils  
for college.

On the order relative to fitting pupils for college in the public high schools;

Greek in high  
schools.

On the order relative to teaching the Greek language in high schools; and

High and nor-  
mal schools.

Leave to withdraw, on the petition of Sallie M. Ballard and others, for the abolition of high and normal schools as charitable institutions;

Belchertown  
and Palmer.

Of the committee on Towns, leave to withdraw, on the petition of Lucius Smith and others, for the annexation of a part of the town of Belchertown to the town of Palmer; and

Interest.

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to limiting the rate of interest of money;

Severally accepted by the Senate, were read, and placed in the orders of the day for Monday.

Fish and game.

The petition of D. W. Howland and others, in aid of the Bill for the further protection of fish and game, was referred in concurrence to the committee on Agriculture.

First District  
Court of South-  
ern Middlesex.

The petition of J. L. Willis and 44 others of Sudbury, for the abolition of the First District Court of Southern Middlesex, or that the town of Sudbury may be set off from the jurisdiction of said court, was referred in concurrence to the committee on Retrenchment.

*Reports of Committees.*

Text-books.

By Mr. Coggin of Boxford, from the committee on Education, inexpedient to legislate, on an order relative to legislation providing that the text-books used in public schools shall be the same throughout the State.

Studies in  
schools.

By Mr. Tilden of Medfield, from the same committee, inexpedient to legislate, on an order relative to abolishing certain studies, or simplifying the same, in our public schools, so that the children of our State may receive a good common-school education without injury to their health.

Text-books.

By Mr. Crowell of Amherst, from the same committee, leave to withdraw, on the petition of J. F. M. Peak and others, for a law providing the distribution of text-books free to all pupils.

By Mr. Sparrow of Cambridge, from the committee on Labor, leave to withdraw, on the petitions of P. O'Toole and others, for a law providing that town-halls shall be free for certain public meetings. [Mr. Proctor of Marblehead dissented from the report of the committee, and recommended the passage of a "Bill to enable the people to use their own halls and ward-rooms free of expense."]

Town-halls.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to legislation providing for the free use of city-halls and ward-rooms in cities for political purposes.

City-halls and ward-rooms.

By Mr. Smith of Lee, from the committee on Manufactures, inexpedient to legislate, on an order relative to legislation requiring plumbers to be licensed.

Plumbers.

By Mr. Clark of Framingham, from the committee on Public Health, no legislation necessary, on an order relative to the construction and maintenance of proper drainage and sewerage in towns and cities.

Drainage.

Severally read, and placed in the orders of the day for Monday.

By Mr. Bates of North Brookfield, from the committee on Claims, on a petition, a Resolve in favor of Mrs. Maria H. Sargent of Cambridge. Read, and referred under the rule to the committee on Finance.

M. H. Sargent.

By Mr. Callender of Boston, from the committee on Probate and Chancery, that the Senate Bill to amend chapter 118 of the General Statutes relating to courts of insolvency ought to pass. Placed in the orders of the day for Monday for a second reading.

Courts of insolvency.

By Mr. Howland of Plymouth, from the committee on the Fisheries, that the Bill (recommitted) for the protection of the perch-fisheries ought to pass in a new draft with the following title: "Bill regulating the taking of perch in the town of Plymouth."

Perch.

By Mr. Gaylord of Northampton, from the committee on Railroads, on a petition, a Bill authorizing the New-Haven and Northampton Company to issue bonds.

New-Haven and Northampton Company.

By Mr. Thayer of Norwood, from the committee on Towns, on a petition, a Bill to annex a portion of the town of Everett to the city of Chelsea.

Everett and Chelsea.

By Mr. Cushing of Middleborough, from the same committee, on a petition, a Bill to annex a portion of the town of Dracut to the city of Lowell.

Dracut and Lowell.

Severally read, and ordered to a second reading.

*Discharged from the Orders.*Clapp and  
Ballou.

On motion of Mr. McGeough of Boston, the Bill in addition to "An Act providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth," was discharged from the orders of the day. It was read a third time, and, on motion of the same gentleman, was postponed for further consideration until next Tuesday.

*Taken from the Table.*Insurance  
policies.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to insurance companies providing for the insured concise and explicit forms of insurance policies, was, on motion of Mr. Kelley of Cambridge, taken from the table, and placed in the orders of the day for Monday.

*Orders of the Day.*Orders of the  
day.

The report of the committee on the Judiciary, leave to withdraw, on the petition of the Common Council of the city of Salem, for an amendment of the charter of said city, was accepted.

*Reports :*

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to allowing savings banks to make investments in municipal securities ;

Of the committee on Constitutional Amendments, inexpedient to legislate :

On an order relative to fixing the pay of members of the Legislature by a constitutional amendment ;

On an order relative to abolishing the grand-jury system of the State ;

On an order relative to amending the constitution, concerning the pay and mileage of members of the Legislature ;

Of the committee on Federal Relations, leave to withdraw, on the petition of William Giles Dix, for a national convention to form a new national constitution ;

Of the committee on Taxation, inexpedient to legislate, on orders relative to changing the time of the annual assessment of taxes ;

Were severally accepted, and sent up for concurrence.

The report of the committee on Claims, leave to withdraw, on the petition of Elizabeth Dawkins, for State aid, was accepted in concurrence.

The report of the committee on the Fisheries, inexpedient to legislate, on an order relative to the rights of owners of private or artificial ponds, was, on motion of Mr. Baker of Beverly, postponed for further consideration until Tuesday.

The report of the committee on Education, inexpedient to legislate, on orders relative to prohibiting school committees from exceeding appropriations, was considered, and, on motion of Mr. Noyes of Boston, was postponed for further consideration until Monday.

The House non-concurred in the Senate amendments to the House Bill relating to the fees of jurors, and the bill was returned to the Senate indorsed accordingly.

The Bill (on leave) to incorporate the Springfield and Holyoke Telephone Company was rejected, as recommended by the committee on Mercantile Affairs.

**Bills:**

To suppress pigeon-shooting and similar sports;

To authorize the town of North Reading to pay certain bounties;

Allowing a deposit of money in lieu of sureties on recognizances;

To amend chapter 168 of the Acts of the year 1878 to prevent trespass on land; and

To amend the charter of the Simonds Manufacturing Company; and

**Resolves:**

Relative to the claims of soldiers and sailors of the late war;

In favor of James Melvin of Concord; and

Relating to repairs at the old State Prison;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To incorporate the New-England Furniture Exchange;

In relation to returns of marriages;

To extend to the city of Salem the provisions of chapter 19 of the General Statutes in relation to the construction of the words "mayor and aldermen;"

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To amend chapter 152 of the Acts of the year 1877

relating to the construction of the extension of Foster Street in the city of Worcester; and

To change the name of the Cape-Ann Isinglass and Glue Company in Rockport;

Were severally read a third time, and passed to be engrossed in concurrence.

The Resolve concerning the fishery clauses of the Treaty of Washington was read a second time, and ordered to a third reading. On motion of Mr. Litchman of Marblehead, the orders of the day were laid on the table, and the resolve was read a third time, and passed to be engrossed in concurrence.

The orders of the day were then taken from the table, and the Bill regulating the salary of the engineer, watchmen, and firemen at the State House, and of the janitor in Pemberton Square, was read a third time. An amendment, moved by Mr. Osgood of Salem, to make the salary of the watchmen at the State House \$1,000 each, instead of \$900, was adopted by a vote of 83 to 46. Other amendments moved by Messrs. Lewis of Provincetown, Lowther of Boston, Hoar of Lowell, and Nichols of Lawrence, were severally rejected, and the bill was passed to be engrossed in concurrence, and sent up for concurrence in the amendments adopted by the House.

At 4.45 adjourned.

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MONDAY, Feb. 24, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

**Trap-shooting.** By Mr. Beeching of Boston, petition of George W. Bail and others; and, by Mr. Russell of Pittsfield, petition of Henry H. Newton and others,—severally for a law to suppress pigeon-shooting and similar sports.

*Order.*

**Limiting debate.** The order offered Friday, and laid over, relative to limiting debate, was amended, on motion of Mr. Osgood of Salem, so as to read:

*“Ordered,* That, in debate of all matters coming before the House, speeches be limited to ten minutes each. This rule shall not be suspended, except by a vote of two-thirds of the members.”

It was then indefinitely postponed, on motion of Mr. Prescott of Boston, by a vote of 101 to 54.

*Papers from the Senate.*

**Reports:**

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of Joseph Beals and others, for a law conferring upon the directors of camp-meeting associations authority to appoint certain officers to preserve order on camp-grounds; Camp-meetings.

Of the committee on Railroads, no legislation necessary, on the report of the state directors of the Boston and Albany Railroad; and State directors  
Boston and  
Albany Rail-  
road.

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to protection of the interests of purchasers of personal property on condition; Sales of personal  
property on  
condition.

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

The House Bill concerning pawnbrokers came down, passed to be engrossed in concurrence, with amendments, which were referred under the rule to the committee on the Judiciary. Pawnbrokers.

A Bill to amend chapter 49 of the General Statutes relating to the inspection and packing of fish (reported on petitions presented respectively Jan. 16, 17, and 21), passed to be engrossed by the Senate, was read, and ordered to a second reading. Fish.

The following papers were referred in concurrence:

Petitions of Mrs. C. L. Simpson and others, and Mrs. Nancy C. Gilman and others,—severally for woman suffrage. Woman suf-  
frage.

Severally to the committee on Constitutional Amendments.

Petition of Jeremiah Spofford and others of Groveland, for the abolition of the state normal schools. To the committee on Education. State normal  
schools.

Petitions of Charles Harrington and 54 others, and George F. Shedd and 80 others,—severally in aid of the petition of the Massachusetts Central Railroad Company for a location through the town of Waltham; also Massachusetts  
Central Rail-  
road.

Massachusetts  
Central Rail-  
road.

Remonstrance of Samuel R. Payson and others of Belmont, against the passage of the Bill to authorize the Massachusetts Central Railroad to pass through said town.

Severally to the committee on Railroads.

*Bills Enacted, and Resolve Passed.*

Bills enacted.

Engrossed bills:

To authorize savings banks and institutions for savings to loan money upon the personal note of depositors (which originated in the House);

To authorize the Supreme Council of the Royal Arcanum to hold its annual meetings without the Commonwealth;

To establish the salaries of the Treasurer and Receiver-General, and of the clerks in his department;

Concerning letters of attorney for the conveyance of the real estate of married women; and

In relation to the election of directors of certain insurance companies;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolve passed.

An engrossed Resolve providing for the printing of five hundred extra copies of the Report of the Commissioners of Prisons relative to the Reformatory Prison for Women (which originated in the House) was passed, signed, and sent to the Senate.

*Reports of Committees.*

Taunton Great  
River.

By Mr. Litchfield of South Scituate, from the committee on the Fisheries, leave to withdraw, on the petition of Walter D. Nichols and others, relative to fishing in Taunton Great River.

Proxies and  
policy-holders.

By Mr. Frye of North Andover, from the committee on Insurance, inexpedient to legislate, on an order relative to the limitation of the time in which the proxy of the stockholders of any corporation, or the policy-holder of any life or fire insurance company doing business in this State, shall be valid.

Church  
lotteries.

By Mr. Converse of Malden, from the committee on Parishes and Religious Societies, inexpedient to legislate, on an order relative to legislation providing that churches setting up and promoting lotteries shall lose their right to exemption from taxation, and several petitions relative to the same subject.

By Mr. Brown of Salem, from the committee on Taxation, inexpedient to legislate, on an order relative to exempting stocks in foreign corporations from taxation, with petitions relative to the same subject.

Taxation of stock of foreign corporations.

By Mr. Colburn of Leominster, from the same committee, inexpedient to legislate, on an order relative to exempting from taxation personal property of persons not resident in this State, held by trustees or guardians here.

Taxation of certain trust property.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Paine of Oxford, from the committee on Federal Relations, asking to be discharged from the further consideration of the order relative to the privileges of consuls in this State, and recommending its reference to the committee on the Judiciary. Read, accepted under a suspension of the rule, and sent up for concurrence in the discharge of the committee.

Consuls.

By Mr. Sweetser of Boston, from the committee on Insurance, that the Bill (on leave) to amend chapter 24 of the General Statutes relating to fire departments ought not to pass.

Fire departments.

By Mr. Coggin of Boxford, from the committee on Parishes and Religious Societies, that the Bill (on leave) to amend section 1 of chapter 59 of the Acts of the year 1867 concerning the protection of camp-meetings ought not to pass.

Camp-meetings.

Severally placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Ladd of Springfield, from the committee on Finance, on so much of the Governor's address as relates to the finances of the State, resolves:

In favor of the county of Hampshire; and

Relating to the survey of Indian lands at Gay Head.

Hampshire County.  
Indian lands at Gay Head.  
Rights of married women.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, on a petition, a Bill to better secure the rights of married women.

By Mr. Wardwell of Peabody, from the same committee, on a petition, a Bill to authorize the appointment of an additional master in chancery for the county of Essex.

Master in chancery for Essex County.

By Mr. Norton of Boston, from the committee on Public Health, on a petition, in part, a Bill to authorize the city of Salem to take Frye's Mills.

Salem — Frye's Mills.

By Mr. Warren of Boston, from the same committee, on the same petition, in part, a Bill to authorize the city of

Salem — North River.



Massachusetts  
Central Rail-  
road.

Remonstrance of Samuel R. Payson and others of Belmont, against the passage of the Bill to authorize the Massachusetts Central Railroad to pass through said town. Severally to the committee on Railroads.

*Bills Enacted, and Resolve Passed.*

Bills enacted.

Engrossed bills :

To authorize savings banks and institutions for savings to loan money upon the personal note of depositors (which originated in the House) ;

To authorize the Supreme Council of the Royal Arcanum to hold its annual meetings without the Commonwealth ;

To establish the salaries of the Treasurer and Receiver-General, and of the clerks in his department ;

Concerning letters of attorney for the conveyance of the real estate of married women ; and

In relation to the election of directors of certain insurance companies ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Resolve passed.

An engrossed Resolve providing for the printing of five hundred extra copies of the Report of the Commissioners of Prisons relative to the Reformatory Prison for Women (which originated in the House) was passed, signed, and sent to the Senate.

*Reports of Committees.*

Taunton Great  
River.

By Mr. Litchfield of South Scituate, from the committee on the Fisheries, leave to withdraw, on the petition of Walter D. Nichols and others, relative to fishing in Taunton Great River.

Proxies and  
policy-holders.

By Mr. Frye of North Andover, from the committee on Insurance, inexpedient to legislate, on an order relative to the limitation of the time in which the proxy of the stockholders of any corporation, or the policy-holder of any life or fire insurance company doing business in this State, shall be valid.

Church  
lotteries.

By Mr. Converse of Malden, from the committee on Parishes and Religious Societies, inexpedient to legislate, on an order relative to legislation providing that churches setting up and promoting lotteries shall lose their right to exemption from taxation, and several petitions relative to the same subject.

By Mr. Brown of Salem, from the committee on Taxation, inexpedient to legislate, on an order relative to exempting stocks in foreign corporations from taxation, with petitions relative to the same subject.

Taxation of stock of foreign corporations.

By Mr. Colburn of Leominster, from the same committee, inexpedient to legislate, on an order relative to exempting from taxation personal property of persons not resident in this State, held by trustees or guardians here.

Taxation of certain trust property.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Paine of Oxford, from the committee on Federal Relations, asking to be discharged from the further consideration of the order relative to the privileges of consuls in this State, and recommending its reference to the committee on the Judiciary. Read, accepted under a suspension of the rule, and sent up for concurrence in the discharge of the committee.

Consuls.

By Mr. Sweetser of Boston, from the committee on Insurance, that the Bill (on leave) to amend chapter 24 of the General Statutes relating to fire departments ought not to pass.

Fire departments.

By Mr. Coggin of Boxford, from the committee on Parishes and Religious Societies, that the Bill (on leave) to amend section 1 of chapter 59 of the Acts of the year 1867 concerning the protection of camp-meetings ought not to pass.

Camp-meetings.

Severally placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Ladd of Springfield, from the committee on Finance, on so much of the Governor's address as relates to the finances of the State, resolves :

In favor of the county of Hampshire ; and

Relating to the survey of Indian lands at Gay Head.

Hampshire County.  
Indian lands at Gay Head.  
Rights of married women.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, on a petition, a Bill to better secure the rights of married women.

By Mr. Wardwell of Peabody, from the same committee, on a petition, a Bill to authorize the appointment of an additional master in chancery for the county of Essex.

Master in chancery for Essex County.

By Mr. Norton of Boston, from the committee on Public Health, on a petition, in part, a Bill to authorize the city of Salem to take Frye's Mills.

Salem — Frye's Mills.

By Mr. Warren of Boston, from the same committee, on the same petition, in part, a Bill to authorize the city of

Salem — North River.

Salem to construct a main drain or sewer in the North River.

Severally read, and ordered to a second reading.

State Work-  
house.

By Mr. Kelley of Cambridge, from the committee on Public Charitable Institutions, that the Bill (on leave) to repeal chapter 288 of the Acts of the year 1870 relating to the State Workhouse at Bridgewater ought to pass.

M. H. Sargent.

By Mr. Bolles of Boston, from the committee on Finance, that Resolve in favor of Maria H. Sargent of Cambridge ought to pass.

New State  
Prison.

By Mr. Hill of Boston, from the same committee, that the Senate Resolve concerning the rebuilding of workshops at the new State Prison ought to pass.

Severally placed in the orders of the day for to-morrow, for a second reading.

*Discharged from the Orders.*

International  
Trust Company.

On motion of Mr. Noyes of Boston, the Bill (on leave) to incorporate the International Trust Company of Boston was discharged from the orders of the day, and recommitted to the committee on Banks and Banking.

Everett and  
Chelsea.

On motion of Mr. Magee of Malden, the Bill to annex a portion of the town of Everett to the city of Chelsea was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was postponed for further consideration until Thursday, the question being on ordering the bill to a third reading.

Dracut and  
Lowell.

On motion of Mr. Bennett of Lowell, the Bill to annex a portion of the town of Dracut to the city of Lowell was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was postponed for further consideration until Thursday next, the question being on ordering to a third reading.

*Orders of the Day.*

Orders of the  
day.

*Reports :*

Of the committee on Constitutional Amendments, inexpedient to legislate, on an order relative to limiting the right of suffrage of persons convicted of crime ;

Of the committee on the Fisheries, leave to withdraw, on the petition of the Pasque-Island Corporation, for an amendment of its charter ;

Of the committee on Education :

Leave to withdraw, on the petition of J. F. M. Peak and

others, for a law providing the distribution of text-books free to all pupils ; and

Inexpedient to legislate ;

On an order relative to legislation providing that text-books shall be the same throughout the State ; and

On an order relative to abolishing certain studies, or simplifying the same, in our public schools ;

Of the committee on Manufactures, inexpedient to legislate, on an order relative to legislation requiring plumbers to be licensed ;

Of the committee on Public Health, no legislation necessary, on an order relative to the construction and maintenance of proper drainage and sewerage in towns and cities ;

Were severally accepted, and sent up for concurrence.

#### Reports:

Of the committee on Education, inexpedient to legislate :

On the order relative to fitting pupils for college in the public high schools ;

On the order relative to teaching the Greek language in high schools ; and

Leave to withdraw, on the petition of Sallie M. Ballard and others, for the abolition of high and normal schools as charitable institutions ;

Of the committee on Towns, leave to withdraw, on the petition of Lucius Smith and others, for the annexation of a part of the town of Belchertown to the town of Palmer ;

Were severally accepted in concurrence.

#### Bills:

In relation to the discharge of sewage into the Roxbury Canal (amended on motion of Mr. Ames of Wakefield) ;

Forbidding the detention of poor children in almshouses (amended on motion of Mr. Russell of Boston) ;

To fix the salaries of the insurance commissioner, his deputy and clerks ;

To fix the salaries of the commissioners of savings banks ;

To preserve the purity of elections (amended on motions of Messrs. Fuller and Thayer of Boston) ;

Authorizing agents of boards of health to make complaints for violation of the laws relating to public health ;

Regulating the taking of perch in the town of Plymouth ; and

Authorizing the New-Haven and Northampton Company to issue bonds ;

Were severally read a second time, and ordered to a third reading.

**Bills:**

Providing for the sale of estates encumbered by conditions and annuities (amended on motion of Mr. Maynard of Springfield);

To suppress pigeon-shooting and similar sports;

Allowing a deposit of money in lieu of sureties on recognizances; and a

Resolve relative to the claims of soldiers and sailors of the late war;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

In relation to the assessment of personal property, and making returns thereof by assessors;

To amend chapter 168 of the Acts of the year 1878 to prevent trespass on land; and

To amend the charter of the Simonds Manufacturing Company; and a

Resolve relating to repairs at the old State Prison;

Were severally read a third time, and passed to be engrossed in concurrence.

The report of the committee on Labor, leave to withdraw, on the petitions of P. O'Toole and others, for a law providing that town-halls shall be free for certain public meetings, was accepted, and sent up for concurrence, the motion of Mr. Proctor of Marblehead, to amend by substituting a bill, having been rejected.

Report of the committee on Education, inexpedient to legislate, on orders relative to prohibiting school committees from exceeding appropriations, was considered. Motions of Mr. McGeough of Boston, to amend by substituting a bill printed as Senate Doc. No. 75, and of Mr. William Reed, jun., of Taunton, to recommit the report with instructions to report a bill, were severally cut off by the ordering of the previous question. The report was then accepted in concurrence.

The report of the committee on Labor, inexpedient to legislate, on an order relative to legislation providing for the free use of city-halls and ward-rooms in cities for political purposes, was considered. Mr. Mellen of Worcester moved to amend by substituting a bill which was printed as House Doc. No. 156; and on this question the yeas

and nays were ordered on request of the same gentleman.  
Pending the question, the House

At 5.15 adjourned.

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TUESDAY, Feb. 25, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Coggin of Boxford.

*Orders.*

The following order, offered by Mr. Bryan of Westfield, was, at the request of Mr. Osgood of Salem, laid over until to-morrow: Tenth Hampden District.

*Ordered,* That a committee of five be appointed to investigate, and report to the House, the facts in regard to the alleged unauthorized recount of ballots for representatives cast at the last election in Westfield, in the Tenth Hampden District, and the alleged tampering with said ballots, and all matters relating thereto, with authority to sit at Westfield or Boston as they may deem proper, to send for persons and papers, and examine witnesses under oath.

On motion of Mr. Osgood of Salem,—

*Ordered,* That, during the day on which a vote is taken for state directors of the Boston and Albany Railroad, no person, except members and officers of the Legislature, be admitted to the floor of the House until the joint convention has been dissolved. State directors.

*Member Qualified.*

Mr. Lincoln of Somerville, a representative elected to fill the vacancy caused by the death of Mr. Long of the Fifth Middlesex District, being present, and ready to be qualified, Mr. Kelley of Cambridge was appointed a committee, who conducted him to the council chamber, and, he having been duly qualified, report was made accordingly. C. S. Lincoln.

*Papers from the Senate.*

A report of the committee on Towns, leave to withdraw, on the petition of Alonzo Farrar and others of the town of Brookline, for the annexation of said town to the city of Boston, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Brookline and Boston.

Boston police-officers.

A Bill relative to pensions to disabled police-officers of the city of Boston, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Notice in insolvency cases.

A Bill relating to publication of notice in insolvency cases, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

**Bills :**

Collection of taxes.

To amend an act in relation to the collection of taxes (reported, in part, on an order relative to codifying the laws relating to the assessment and collection of taxes); and

Religious instruction in prisons.

To amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons (reported on an order);

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

Elevated railway.

Remonstrances of Nathaniel J. Bradlee and others, Samuel Little and others, and of Messrs. Peabody & Whitney and others,—severally against the granting of any charter for an elevated railway in the city of Boston, were severally referred in concurrence to the committee on Street Railways.

*Bills Enacted.*

Bills enacted.

**Engrossed bills :**

To amend chapter 376 of the Acts of the year 1874 relating to elections;

To authorize the town of Foxborough to make certain payments to the widow and children of John A. Davis;

To amend chapter 130 of the Acts of the year 1873 entitled "An Act to authorize the town of Medford to build a bridge across Mystic River;" and

To provide for licensing conductors, drivers, and despatchers of street-railway cars in the city of Boston;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Taken from the Table.*

Mechanics' liens.

On motion of Mr. Noyes of Boston, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the better protection of mechanics performing or furnishing labor and materials under the provisions of chapter 150 of the General Statutes, was taken

from the table. The same gentleman moved to amend by substituting a Bill in relation to liens on buildings and lands, pending which the matter was postponed for further consideration until to-morrow, and the bill was ordered to be printed.

On motions of Mr. Noyes of Boston, the engrossed Salary bills.  
bills:

Fixing the compensation of members of the Legislature, etc.;

To fix the salary of the secretary of the Commonwealth, and the salaries and compensation of the persons employed in the secretary's department; and

Establishing the salary of the auditor, and of the clerks in his department;

Were severally taken from the table, the question in each case being on enactment. The bills were severally amended on motions of the same gentleman in each case, under suspension of the rule, so as to take effect on the first day of March of the present year, and were severally sent up for concurrence in the amendments.

#### *Reconsiderations.*

On motion of Mr. Osgood of Salem, the vote whereby Treasurer.  
the House yesterday passed to be enacted the Bill to establish the salary of the treasurer and receiver-general, and of the clerks in his department, was reconsidered. Pending the recurring question on enactment, the rule was suspended on further motion of Mr. Osgood; and the bill was so amended as to provide that it should take effect on the first day of March of the present year, and was sent to the Senate for concurrence in the amendment.

On motion of Mr. Mellen of Worcester, the vote Town-halls.  
whereby the House yesterday accepted the report of the committee on Labor, leave to withdraw, on the petitions of P. O'Toole and others, for a law providing that town-halls shall be free for certain public meetings, was reconsidered, and, on further motion of the same gentleman, the report was recommitted to the committee on Labor.

#### *Reports of Committees.*

By Mr. Maynard of Springfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to repealing chapter 837 of the Acts of the year 1870 establishing the street commission for the city of Boston. Boston street  
commission.



- Dogs.** By Mr. Hartshorn of Worcester, from the committee on Agriculture, inexpedient to legislate, on an order relative to amending chapter 250 of the Acts of the year 1869 concerning dogs.
- Tucker Manufacturing Company.** By Mr. Bates of North Brookfield, from the committee on Claims, leave to withdraw, on the petition of the Tucker Manufacturing Company, for payment of a certain claim against the State for shavings.
- Centreville River.** By Mr. Litchfield of South Scituate, from the committee on the Fisheries, leave to withdraw, on the petition of Moses Sturges and others, for legislation for the protection of the fisheries in Centreville River.
- Quincy.** By Mr. Morse of Athol, from the committee on Mercantile Affairs, leave to withdraw, on the petition of William A. Hodges and others, that the town of Quincy may be re-instated in the lumber district for Suffolk and vicinity.
- Commutation-checks.** By Mr. Morton of Fairhaven, from the committee on Street Railways, leave to withdraw, on the petition of S. W. Harmon, for amendment of section 86 of chapter 381 of the Acts of the year 1871 relative to commutation-checks.
- Exemptions from taxation.** By Mr. Dee of Boston, from the committee on Taxation, inexpedient to legislate, on an order relative to repealing or amending section 5 of chapter 11 of the General Statutes relative to exempting property of certain persons from taxation.
- Severally read, and placed in the orders of the day for to-morrow.
- Term-fees.** By Mr. Maynard of Springfield, from the committee on the Judiciary, asking to be discharged from further consideration of the order relative to amending section 27 of chapter 156 of the General Statutes relative to term-fees, and recommending its reference to the committee on Retrenchment. Read, accepted under suspension of the rule, and sent up for concurrence in the reference.
- Pawnbrokers.** By Mr. Russell of Boston, from the same committee, that the House should concur in the Senate amendments to the House Bill concerning pawnbrokers. Read, and placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendments.
- Judgment debtors.** By Mr. Rockwell of Pittsfield, from the same committee, that Bill to repeal chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors, ought to pass. Placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

By Mr. Hale of Cambridge, from the same committee, Lowell.  
on a petition, a Bill to amend the charter of the city of Lowell.

By Mr. Soule of New Bedford, from the committee on Signs at rail-  
road-stations.  
Railroads, on a bill on leave, a Bill concerning signs at railroad-stations.

By Mr. Whiting of Bellingham, from the committee on State-street  
Methodist-  
Episcopal  
Church.  
Parishes and Religious Societies, on a petition, a Bill to authorize the trustees of the State-street Methodist-Episcopal Church of Springfield to issue bonds, and to mortgage its church-property.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

#### Reports :

Of the committee on the Fisheries, leave to withdraw, on the petition of Walter D. Nichols and others relative to fishing in Taunton Great River ;

Of the committee on Insurance, inexpedient to legislate, on an order relative to proxies and policy-holders ;

Of the committee on Parishes and Religious Societies, inexpedient to legislate, on an order relative to church lotteries ;

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation personal property of persons not resident in this State, held by trustees or guardians here ;

Were severally accepted, and sent up for concurrence.

#### Reports :

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to protection of the interests of purchasers of personal property on condition ;

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of Joseph Beals and others, relative to preserving order on camp-grounds ;

Were severally accepted in concurrence.

The report of the committee on the Fisheries, inexpedient to legislate, on an order relative to the rights of owners of private or artificial ponds, was, on motion of Mr. Baker of Beverly, postponed for further consideration until Friday next.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to insurance companies providing for the insured concise and explicit forms of

Orders of the  
day.

insurance policies, was, on motion of Mr. Kelley of Cambridge, postponed for further consideration until to-morrow, the same gentleman having moved to substitute for the report a "Bill in relation to certain conditions contained in the policies of insurance companies doing business in this state," which was read, and ordered to be printed.

The Bill (on leave) to amend chapter 24 of the General Statutes relating to fire departments was rejected, as recommended by the committee on Insurance.

**Bills:**

To authorize the city of Salem to take Frye's Mills;

To authorize the city of Salem to construct a main drain or sewer in the North River;

To amend chapter 118 of the General Statutes relating to courts of insolvency; and

**Resolves:**

In favor of the county of Hampshire;

In favor of Maria H. Sargent of Cambridge; and

Concerning the rebuilding of workshops at the new State Prison;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To authorize the town of North Reading to pay certain bounties;

In relation to the discharge of sewage into the Roxbury Canal;

Authorizing the New-Haven and Northampton Company to issue bonds; and a

Resolve in favor of James Melvin;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill authorizing agents of boards of health to make complaints for violation of the laws relating to public health was read a third time, and passed to be engrossed in concurrence.

The Bill in addition to "An Act providing for the submission to arbitration of the demands of George Clapp and Frederick K. Ballou against the Commonwealth," was further considered. Mr. Jennings of Fall River moved to amend by substituting a "Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth," which was adopted; and the bill as amended was, under

Rule 60, placed in the orders of the day for to-morrow, the question being on engrossment.

The report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to limiting the rate of interest of money, was considered. Mr. McCafferty of Worcester moved to recommit the report with instructions to report a bill.

Pending this question, Mr. Barrus of Goshen moved that the House adjourn. On this question the yeas and nays were ordered on request of Mr. Mellen of Worcester; and, the roll being called, the motion was carried by a vote of 67 yeas to 63 nays, as follows:—

## YEAS.

| Messrs.               | Messrs.                |
|-----------------------|------------------------|
| Aldrich, Charles P.   | Lincoln, Arthur.       |
| Atkinson, Benjamin F. | Lincoln, Elmer.        |
| Baker, John I.        | Litchman, Charles H.   |
| Barrus, Alvan.        | Livermore, Rufus.      |
| Bartlett, Joseph F.   | Macomber, William P.   |
| Beebe, Eleazer S.     | Magee, James P.        |
| Beeching, Richard.    | McCafferty, Matthew J. |
| Blake, J. Albert.     | McGeough, James A.     |
| Brackett, John Q. A.  | McGlynn, Patrick M.    |
| Brown, Horace.        | McMahon, John F.       |
| Carberry, William H.  | Mellen, James H.       |
| Clark, Joel C.        | Nickerson, Richard E.  |
| Clark, Lyman.         | O'Neil, Joseph H.      |
| Crowley, Jeremiah J.  | Osgood, Charles S.     |
| Crowley, Robert E.    | Paddack, Henry.        |
| Cummings, John W.     | Park, George W.        |
| Dee, John H.          | Pickman, John J.       |
| Desmond, Cornelius.   | Pinkham, Daniel R.     |
| Ferson, Charles H.    | Powers, Henry W.       |
| Fiske, Alonzo S.      | Proctor, William P.    |
| Foss, William A.      | Quigley, James L.      |
| Fowler, Francis E.    | Reed, John D.          |
| Hastings, Thomas J.   | Rice, Leonard B.       |
| Hines, Francis E.     | Robinson, Amasa C.     |
| Hoar, William M.      | Savery, William.       |
| Howes, Thomas P.      | Sheldon, Henry S.      |
| Howland, Charles H.   | Smith, Rufus.          |
| Hoyt, Richard H.      | Smyth, William A. S.   |
| Ingraham, William H.  | Spillane, Timothy B.   |
| Joyce, John.          | Wardwell, Henry.       |
| Kelley, Joseph J.     | Warren, Orrin.         |
| Keough, Thomas L.     | Wentworth, Charles A.  |
| Ladd, Charles R.      | Wiswell, Joseph.       |
| Leonard, Marcus.      |                        |

## NAYS.

|                            |                         |
|----------------------------|-------------------------|
| Messrs. Bates, Theodore C. | Messrs. Peck, Walter B. |
| Bennett, James W.          | Prescott, Charles J.    |
| Bennett, Joseph.           | Pynchon, William.       |
| Bolles, Matthew.           | Ricketts, William J.    |
| Brown, William H.          | Rockwell, Francis W.    |
| Bulloch, Andrew.           | Russell, Solomon N.     |
| Callender, Edward B.       | Russell, Thomas.        |
| Clark, Wilder P.           | Scott, Augustus E.      |
| Coleman, Lewis.            | Shipman, Jonathan E.    |
| Crocker, Elisha, jun.      | Smith, Elizur.          |
| Crowell, Edward P.         | Smith, Joseph.          |
| Davis, Joseph W.           | Soule, Rufus A.         |
| Dickinson, Ethan D.        | Sowdon, Arthur J. C.    |
| Donnell, Elbridge C.       | Sparrow, James H.       |
| Fish, Isaiah.              | Stetson, George F.      |
| Gaylord, William M.        | Stone, Josiah F.        |
| Hill, Hamilton A.          | Sweetser, John.         |
| Holmes, Horace M.          | Thayer, Edward F.       |
| Horton, Nathaniel A.       | Thayer, Tyler.          |
| Hosmer, Frederick N.       | Thomas, Edward I.       |
| Humphrey, Robert.          | Tucker, Payson E.       |
| Hyde, Henry D.             | Tufts, Arthur W.        |
| Jennings, Andrew J.        | Van Deusen, Merritt.    |
| Johnson, Henry A.          | Varnum, Leavitt R. J.   |
| Loring, Chauncy.           | Wadlin, Daniel H.       |
| Lovell, Andrew.            | Walker, Joseph H.       |
| Lowther, George W.         | Webber, Alonzo C.       |
| Marsh, Edwin W.            | Whitney, Edwin.         |
| Montague, Royal M.         | Wilde, Joseph D.        |
| Murray, Joseph.            | Woodbury, George D.     |
| Noyes, Charles J.          | Wright, Francis W.      |
| Paige, Lucius R.           |                         |

Yeas, 67 ; nays, 63.

And at 5.45 the House was declared adjourned.

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WEDNESDAY, Feb. 26, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Hooker of Boston.

*Petitions Presented.*

By Mr. Wright of Ashby, petitions of Isaac Reed and

others, and of Stillman Adams and others, — severally for  
a law to regulate the transportation of milk on railroads. Milk.

Severally referred to the committee on Railroads.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Fuller of Boston, —

*Ordered*, That a committee of five on the part of the Prorogation.  
House, with such as the Senate may join, be appointed to  
consider and report at what time the present session of the  
Legislature can be prorogued.

Adopted; and Messrs. Fuller of Boston, Ladd of  
Springfield, Hyde of Boston, Thomas of Brookline, and  
Mellen of Worcester, appointed on the part of the House.

Sent up to be joined.

The following order, offered by Mr. Clark of Petersham, Adjournment  
for town-meet-  
ings.  
was, at the request of Mr. Wade of Newton, laid over  
until to-morrow:

*Ordered*, That when the House adjourns on Friday, the  
28th inst., it be to meet on Tuesday, March 4.

The order offered yesterday by Mr. Bryan of Westfield, Tenth Hampden  
District.  
relative to the Tenth Hampden District, and laid over, was  
adopted.

### *Papers from the Senate.*

#### Reports:

Of the committee on Banks and Banking, inexpedient Officers of sav-  
ings banks.  
to legislate, on the order relative to prohibiting officers of  
savings banks from holding offices in any bank of discount;

Of the committee on Constitutional Amendments, inex-  
pedient to legislate:

On the Senate order of Feb. 5, relative to the election Election of rep-  
resentatives.  
of representatives to the General Court;

On so much of the Governor's address as relates to the Appropriation  
bills.  
return, without approval, of clauses of appropriation bills  
from which the Governor may dissent; and

On so much of the Governor's address as relates to re- Representation.  
classifying the towns so as to secure the more frequent  
return of representatives to the General Court;

Severally accepted by the Senate, were severally read,  
and placed in the orders of the day for to-morrow.

A Resolve in favor of the executors and devisees under David Miller.  
the will of David Miller, late of Boston, deceased, being  
a new draft of a House resolve with the same title, passed  
to be engrossed by the Senate, was read, and referred to  
the committee on the Judiciary.

Appeals from  
probate courts.

A Bill to amend the law relating to appeals from probate courts, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

Phoenix Brew-  
ing Company.

A Bill to incorporate the Phoenix Brewing Company of Lawrence (reported on a bill on leave), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Fees of jurors.

The House Bill relating to the fees of jurors, which was passed to be engrossed by the Senate in concurrence, with certain amendments in which the House non-concurred, came down with the indorsement thereon that the Senate insisted on its amendments, and asked for a committee of conference; Messrs. Bishop, Dewey, and French, being appointed on its part. The House concurred, and Messrs. Colburn of Leominster, Tucker of Boston, and Emery of Lawrence, were appointed on its part.

Street-railway  
corporations.

The House Bill to enable stockholders in street-railway corporations to subscribe for additional stock came down passed to be engrossed, in concurrence, with an amendment to the title, in which the House non-concurred under suspension of the rule.

State Directors  
Boston and  
Albany Rail-  
road.

The report of the committee on Railroads, no legislation necessary, on the Governor's message relative to the vacancy in the Board of Directors of the Boston and Albany Railroad, accepted by the Senate, was read, and accepted in concurrence, under suspension of the rule.

Rockport Sav-  
ings Bank.

The report of the committee of Conference on the matter of difference between the two branches in regard to the reference of the report of the receivers of the Rockport Savings Bank, recommending that the House suspend the 20th joint Rule, and concur with the Senate in the reference of the report to the committee on Banks and Banking, accepted by the Senate, came down for concurrence, and the House concurred under a suspension of the rule.

P. McCarty and  
T. F. Newton.

The report of the committee of Conference on the matter of difference between the two branches in relation to the reference of the petitions of Patrick McCarty, for back State aid, and Thomas F. Newton, for payment for certain military services, that they are unable to agree, and asking to be discharged from the further consideration of the same, accepted by the Senate, came down for concurrence; Messrs. Gardner, Ropes, and Rice being appointed a new

committee on its part. The House concurred; and Messrs. Thayer of Boston, Crocker of Fitchburg, and Hosmer of Ware, were appointed on its part.

Petitions of Thomas B. Eaton and 80 others, and of W. J. Underwood and 15 others, — severally in aid of the petition of the Massachusetts Central Railroad Company, for an extension of its line to the Boston and Lowell Railroad; and

Massachusetts  
Central Rail-  
road.

Petitions of Lyman Payne and others, Simon H. White, and others, and of the selectmen of Pittsfield and others, — severally in aid of the Bill concerning the fencing of railroads;

Fencing rail-  
roads.

Were severally referred in concurrence to the committee on Railroads.

#### *Joint Convention.*

Pursuant to assignment the two branches met in convention:

For the purpose of choosing directors, on the part of the Commonwealth, of the Boston and Albany Railroad Corporation; and, on motion of Mr. Baker of Beverly, it was voted that each ballot shall be for one director only. And thereupon, on motion of Mr. Palmer of the Senate, Messrs. Palmer, Knowlton of Bristol, and Knowlton of Worcester, of the Senate, and Messrs. Osgood of Salem, Tucker of Boston, Soule of New Bedford, Marsh of Quincy, Gaylord of Northampton, Stuart of Hyde Park, Hall of Greenfield, and Bigelow of Natick, of the House, were appointed a committee to receive, assort, and count the votes for two directors, on the part of the Commonwealth, of the Boston and Albany Railroad Corporation for the term of two years;

Also to receive, assort, and count the votes for one director, on the part of the Commonwealth, of said corporation, for the term of one year, to fill the vacancy occasioned by the resignation of Hon. Thomas Talbot;

And the votes having been collected, assorted, and counted, it appeared that Hon. Francis B. Hayes of Boston was elected.

The Convention then proceeded to a second ballot, and the votes having been received, assorted, and counted, it appeared that Hon. David N. Skillings of Winchester was elected; and these gentlemen were severally chosen for the term of two years.

The Convention then proceeded to the choice of a director for the term of one year, in place of Hon. Thomas Talbot resigned; and the votes having been collected, assorted, and counted, it appeared, on the second ballot, that



Jarvis N. Dunham of Pittsfield was chosen; and the two branches separated.

*Bills Enacted, and Resolves Passed.*

**Bills enacted.**

Engrossed bills:

Making appropriations for certain educational expenses;  
To amend "An Act relating to bail in criminal cases,"  
and enlarging the power of courts to take bail;

To amend the charter of the Faneuil-hall Insurance Company;

Amending chapter 44 of the Acts of the year 1873 relating to the term of service of jurors in the county of Suffolk;

To provide for the payment of the Harbor-improvement Loan;

To amend chapter 40 of the Acts of the year 1803 relative to the privilege of taking certain fish in Mystic River in Medford;

Concerning juvenile offenders in the city of Boston;

In relation to interest upon taxes; and

To amend chapter 12 of the General Statutes relative to advertisement of sales of real estate taken for taxes;  
(Which severally originated in the House);

For the better protection of the shad and alewife fishery in Taunton Great River;

To change the name of the Cape-Ann Isinglass and Glue Company in Rockport;

To amend the charter of the Simonds Manufacturing Company;

To amend chapter 168 of the Acts of the year 1878 to prevent trespass on land; and

To amend chapter 152 of the Acts of the year 1877 relating to the construction of the extension of Foster Street in the city of Worcester;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

**Resolves passed.**

Engrossed resolves:

In favor of the State Reform School at Westborough (which originated in the House); and

Relating to repairs at the old State Prison; and

Concerning the fishery clauses of the Treaty of Washington;

(Which severally originated in the Senate);

Were severally passed, signed, and sent to the Senate.

*Discharged from the Orders.*

On motion of Mr. McCafferty of Worcester, the report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to limiting the rate of interest of money, was discharged from the orders of the day, and postponed for further consideration until next Friday, pending a motion of the same gentleman to recommit with instructions to report a bill. Interest.

*Reports of Committees.*

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the laws relating to the arrest and discharge of persons arrested on mesne process. Mesne process.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw :

On the petition of Martin McCabe and others, for State aid for Jules Jacquot ; and, Jules Jacquot.

On the petition of John R. Farrell, that the treasurer of the Commonwealth be authorized to pay him for uniforms furnished to members of the Shaw Guards. John R. Farrell.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Ames of Wakefield, from the committee on Public Health, that the Bill (on leave) to amend chapter 174 of the Acts of the year 1878 relative to the registration of vital statistics ought not to pass. Placed in the orders of the day for to-morrow, the question being on the rejection of the bill. Vital statistics.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill relative to pensions to disabled police-officers of the city of Boston ought to pass. Boston police-officers.

By Mr. Norton of Boston, from the committee on Public Health, that the Bill (on leave) relating to boards of health in the several cities of the Commonwealth ought to pass. Boards of health.

By Mr. Ames of Wakefield, from the same committee, that the Bill (on leave) to provide for the more accurate registration of vital statistics ought to pass. Vital statistics

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Whitney of Stow, from the committee on Probate and Chancery, on an order, a Bill relating to execu- Executors and administrators.

tors and administrators residing out of the State, and to service of process upon them.

Foreign wills.

By Mr. McGeough of Boston, from the same committee, on an order, a Bill relating to proof of foreign wills.

Hingham Water Company.

By Mr. Ames of Wakefield, from the committee on Public Health, on a petition, a Bill to incorporate the Hingham Water Company.

Mill River.

By Mr. Howland of Plymouth, from the committee on the Fisheries, on a petition, a Bill for the protection of the fisheries of Mill River and its tributaries in the town of Essex.

By Mr. Hyde of Boston, from the committee on Retrenchment, on various matters relating to retrenchment, bills:

District-attorneys.

To establish the salaries of the district-attorneys, the assistant district-attorneys, and the clerk of the district-attorney, for the Suffolk District;

Attorney-general.

To establish the salaries of the attorney-general and the assistant attorney-general; and

Inspector of liquors.

To establish the salary of the inspector and assayer of liquors.

Severally read, and ordered to a second reading, Rule 42 having been suspended in the case of each of the three bills last named.

### *Orders of the Day.*

Orders of the day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the street commission for the city of Boston, was accepted.

#### *Reports:*

Of the committee on Agriculture, inexpedient to legislate, on an order concerning dogs;

Of the committee on Claims, leave to withdraw, on the petition of the Tucker Manufacturing Company, for payment of a certain claim against the State;

Of the committee on the Fisheries, leave to withdraw, on the petition of Moses Sturges and others, for the protection of the fisheries in Centerville River;

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of William A. Hodges and others, that the town of Quincy may be re-instated in the lumber district for Suffolk and vicinity;

Of the committee on Street Railways, leave to withdraw, on the petition of S. W. Harmon, for amendment of the law relative to commutation-checks;

Of the committee on Taxation, inexpedient to legislate, on an order relative to repealing or amending the law relative to exempting property of certain persons from taxation;

Were severally accepted, and sent up for concurrence.

The report of the committee on Towns, leave to withdraw, on the petition of Alonzo Farrar and others of the town of Brookline, for the annexation of said town to the city of Boston, was accepted in concurrence.

**Bills:**

To authorize the appointment of an additional master in chancery for the county of Essex;

To amend the charter of the city of Lowell;

Concerning signs at railroad-stations;

To authorize the trustees of the State-street Methodist-Episcopal Church of Springfield to issue bonds, and to mortgage its church-property;

To amend an act in relation to the collection of taxes; and a

Resolve relating to the survey of Indian lands at Gay Head;

Were severally read a second time, and ordered to a third reading.

The House concurred in the Senate amendments to the House Bill concerning pawnbrokers, as recommended by the committee on the Judiciary.

**Bills:**

Regulating the taking of perch in the town of Plymouth;

To authorize the city of Salem to take Frye's Mills; and

**Resolves:**

In favor of the county of Hampshire; and

In favor of Maria H. Sargent of Cambridge;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend chapter 118 of the General Statutes relating to courts of insolvency; and the

Resolve concerning the rebuilding of workshops at the new State Prison;

Were severally read a third time, and passed to be engrossed in concurrence.

At 4.40 adjourned.

THURSDAY, Feb. 27, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Milk.

By Mr. Lawrence of Pepperell, petitions of Samuel H. Pierce and others, Daniel M. Lovejoy and others, and G. W. Sanderson and others; by Mr. Barnard of Harvard, petition of F. P. Breed and others; by Mr. Loring of Barre, petition of A. H. Holland and others; by Mr. Cushing of Middleborough, petition of Elbridge Cushman and others; and, by Mr. Wright of Ashby, petition of Charles D. Tuttle and others, — severally for a law to regulate the transportation of milk on railroads.

Fencing railroads.

By Mr. Fiske of Weston, petition of Henry A. Gowing and others, in aid of the Bill concerning the fencing of railroads.

Severally referred to the committee on Railroads.

Woman suffrage.

By Mr. Sparrow of Cambridge, petition of Joshua Kendall and others; by Mr. Wiggin of Lowell, petition of Mrs. C. B. Richmond and 124 others; and, by Mr. Bigelow of Natick, petition of Amos P. Cheney and others, — severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

Chatham fisheries.

By Mr. Smith of Chatham, petition of Josiah Hardy in aid of, and a remonstrance of the selectmen of Harwich against, the petition of the selectmen of the town of Chatham relative to the shell and eel fishery in Chatham.

Severally referred to the committee on the Fisheries.

Savings-bank deposits.

By Mr. Thomas of Brookline, petition of 235 officers and trustees of savings banks and institutions for savings, that so much of the deposits in these institutions as are invested in United-States bonds, and real estate taken under foreclosure of mortgage, and acquired under mortgagees' sale, may be exempt from the three-quarters of one per cent State taxation. Referred to the committee on Banks and Banking.

Severally sent up for concurrence.

*Order.*

The order offered yesterday by Mr. Clark of Petersham, and laid over, relative to adjournment from Friday until Tuesday, was adopted. Adjournment.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committees on Agriculture, Education, and Military Affairs, be instructed to inquire into the expenses of the State Agricultural College at Amherst, and, if deemed necessary, have authority to visit the college for that purpose. Agricultural College.

*Ordered*, In concurrence, that so much of the report of the trustees of the Massachusetts Agricultural College as relates to "agriculture" be referred to the committee on Agriculture; so much thereof as relates to "education," to the committee on Education; and so much thereof as relates to "military affairs," to the committee on Military Affairs. Ibid.

The report of the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, leave to withdraw, on the petition of Edward Hamilton that certain railroads make close connection with the Hoosac-Tunnel line, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Hoosac-Tunnel line.

*Bills:*

To authorize the incorporation of Roman-Catholic churches (reported on a bill on leave); Roman-Catholic churches.

To change the name of the Calvinist society of Worcester, and for other purposes (reported on a petition); Calvinist society of Worcester.

To consolidate the offices of adjutant-general and inspector-general in times of peace (reported on an order); Adjutant-general.

To abolish the bureau of the surgeon-general; and

To establish a board of commissioners of prisons; Surgeon-general. Commissioners of prisons.  
(Severally reported on portions of the Governor's address);

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading, Rule 42 having been suspended in the case of each of the two bills last named.

The Senate Resolve in favor of George White, being a new draft of a House resolve with the same title, passed to be engrossed by the Senate, and sent down for concurrence, took its several readings under suspension of the rule, and was passed to be engrossed in concurrence. George White.

North-Bridge-  
water Savings  
Bank.

The report of the receivers of the North-Bridgewater Savings Bank, referred in the Senate to the committee on Banks and Banking, and sent down for concurrence, was referred in non-concurrence to the next General Court, under the 20th joint Rule.

Fencing of  
railroads.

The following papers were referred in concurrence:  
Petitions of the selectmen of Washington and 27 others, and of the selectmen of Richmond and 42 others, — severally in aid of the Bill concerning the fencing of railroads;

Massachusetts  
Central Rail-  
road.

Petition of Thomas J. Barton and others, in aid of the petition of the Massachusetts Central Railroad Company for an extension of its line to the Boston and Lowell Railroad;

Ibid.

Also a remonstrance of Charles Woolley and others against said petition.

Severally to the committee on Railroads.

### *Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

To amend chapter 266 of the Acts of the year 1878 relating to the collection of taxes; and

To amend chapter 97 of the General Statutes in relation to the payment of debts by executors and administrators; (Which severally originated in the House);

In relation to the assessment of personal property, and making returns thereof by assessors;

Authorizing agents of boards of health to make complaints for violation of the laws relating to public health;

Fixing the compensation of members of the Legislature, and establishing the salaries of the clerks and assistant clerks of the Senate and House of Representatives, the sergeant-at-arms, door-keepers, assistant door-keepers, post-master, messengers, pages, and chaplains of the Senate and House of Representatives, and the compensation of the preacher of the election-sermon;

To fix the salary of the secretary of the Commonwealth, and the salaries and compensation of the persons employed in the secretary's department;

Establishing the salary of the auditor, and of the clerks in his department;

Regulating the salary of the engineer, watchmen, and firemen at the State House, and the fireman and janitor in Pemberton Square; and

To establish the salaries of the treasurer and receiver-general, and of the clerks in his department;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve in favor of the Disabled Soldiers' Employment Bureau (which originated in the House) was passed, signed, and sent to the Senate. Resolve passed.

### *Reports of Committees.*

By Mr. Hale of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the privileges of consuls in this State. Consuls.

By Mr. Bates of North Brookfield, from the committee on Claims, leave to withdraw, on the petition of Patrick Harrington, for back State aid. P. Harrington.

By Mr. Bartlett of Montague, from the committee on Military Affairs, leave to withdraw, on the petition of John A. Orcutt, that his name may be transferred from the roll of the town of Colrain, and placed to the credit of the quota of the city of Chelsea. John A. Orcutt.

By Mr. Sanders of New Bedford, from the same committee, inexpedient to legislate, on an order relative to legislation providing increased facilities for rifle practice by the volunteer militia. Rifle practice.

By Mr. Fiske of Weston, from the committee on Towns, leave to withdraw, on the petition of A. F. Emery and others, citizens of Watertown, to have a portion of said town set off to the city of Newton. Watertown and Newton.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Resolve in favor of the executors and devisees under the will of David Miller, late of Boston, deceased, ought to pass. On motion of Mr. Russell the rules were suspended, the resolve was read a second and third time under suspension of the rules, and passed to be engrossed in concurrence. David Miller.

By Mr. O'Connor of Boston, from the committee on the Liquor Law, on a bill on leave, a Bill to amend chapter 241 of the Acts of the year 1878 relating to innholders and common victuallers. Innholders.

By Mr. Hall of Greenfield, from the committee on Railroads, on a petition, a Bill to authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to issue bonds. Boston, Clinton, Fitchburg, and New-Bedford Railroad.

Severally read, and ordered to a second reading.



*Reconsideration.*

Interest.

On motion of Mr. McCafferty of Worcester, the vote whereby the House yesterday postponed the consideration of the report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to limiting the rate of interest of money, until Friday, was reconsidered; and, on further motion of the same gentleman, the report was postponed until Tuesday, March 4.

*Discharged from the Orders.*

Dracut and Lowell.

On motion of Mr. Hoar of Lowell, the Bill to annex a portion of the town of Dracut to the city of Lowell was discharged from the orders of the day, and postponed for further consideration until next Wednesday, the question being on ordering the bill to a third reading.

Purity of elections.

The Bill to preserve the purity of elections was, on motion of Mr. Cummings of Fall River, discharged from the orders of the day. It was read a third time, and, on further motion of the same gentleman, was postponed for further consideration until next Wednesday, the question being on its engrossment.

*Orders of the Day.*

Orders of the day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the arrest and discharge of persons arrested on mesne process, was accepted.

Reports of the committee on Claims, leave to withdraw:

On the petition of John R. Farrell, that the treasurer of the Commonwealth be authorized to pay him for uniforms furnished to members of the Shaw Guards; and

On the petition of Martin McCabe and others, for State aid for Jules Jacquot;

Were severally accepted, and sent up for concurrence.

Reports:

Of the committee on Banks and Banking, inexpedient to legislate, on the order relative to prohibiting officers of savings banks from holding offices in any bank of discount; and

Of the committee on Railroads, no legislation necessary, on the report of the state directors of the Boston and Albany Railroad;

Were severally accepted in concurrence.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to concise and explicit forms of insurance policies, was further considered. The pending motion of Mr. Kelley of Cambridge, to amend by substituting a bill, was adopted; and the bill, having been once read, was ordered to a second reading.

**Bills:**

To better secure the rights of married women (amended on motion of Mr. Hyde of Boston);

To repeal chapter 288 of the Acts of the year 1870 relating to the State Workhouse at Bridgewater (amended on motion of Mr. Kelley of Cambridge);

To incorporate the Hingham Water Company;

For the protection of the fisheries of Mill River and its tributaries in the town of Essex;

Relating to boards of health in the several cities of the Commonwealth; and

Relative to pensions to disabled police-officers of the city of Boston;

Were severally read a second time, and ordered to a third reading.

The Bill to annex a portion of the town of Everett to the city of Chelsea was, on motion of Mr. Cushing of Middleborough, recommitted to the committee on Towns, pending the question on ordering the bill to a third reading.

The Bill (on leave) to amend section 1 of chapter 59 of the Acts of the year 1867 concerning the protection of camp-meetings, was rejected as recommended by the committee on Parishes and Religious Societies.

The Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth was further considered, passed to be engrossed, and sent up for concurrence.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to exempting stocks in foreign corporations from taxation, was accepted. Subsequently Mr. Thomas of Brookline moved to reconsider the vote whereby the House accepted the report, which was adopted. Pending a motion of the same gentleman to amend by substituting a Bill in relation to the taxation of stocks in corporations, the report was, on his further motion, postponed for further consideration until next Tuesday.

The Bill (on leave) to amend chapter 174 of the Acts of the year 1878 relative to the registration of vital statistics, was rejected as recommended by the committee on Public Health.

The Bill to amend chapter 49 of the General Statutes relating to the inspection and packing of fish, was read a second time, and, pending the consideration of amendments moved by Messrs. Nickerson of Somerville, Donnell of Chelsea, Litchman of Marblehead, and Howland of Plymouth, it was, on motion of Mr. Rowe of Rockport, postponed for further consideration until next Tuesday.

**Bills:**

Forbidding the detention of poor children in almshouses (amended on motion of Mr. Russell of Boston);

To authorize the city of Salem to construct a main drain or sewer in the North River;

To authorize the appointment of an additional master in chancery for the county of Essex;

To amend the charter of the city of Lowell; and

Concerning signs at railroad stations;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend "An Act in relation to the collection of taxes" was read a third time, and passed to be engrossed in concurrence.

The Bill to fix the salaries of the insurance commissioner, his deputy and clerks, was read a third time. Mr. Sweetser of Boston moved to amend the bill so as to make the salary of the commissioner \$4,000. On this question the yeas and nays were ordered on request of Mr. Baker of Beverly, and, the roll being called, the amendment was rejected by a vote of 14 yeas to 146 nays, as follows:—

**YEAS.**

Messrs. Barrett, Richard.

Callender, Edward B.

Clark, Wilder P.

Coggin, William S.

Fitz Gerald, Thomas F.

Hill, Hamilton A.

Howland, Charles H.

Messrs. Leonard, Marcus.

Norton, John B.

Rockwell, Francis W.

Smyth, William A. S.

Sweetser, John.

Tucker, Payson E.

Wardwell, Henry.

**NAYS.**

Messrs. Aldrich, Charles P.

Ames, Azel, jun.

Messrs. Atkinson, Benjamin F.

Baker, John I.

|                                    |                                |
|------------------------------------|--------------------------------|
| <b>Messrs.</b> Bartlett, Joseph F. | <b>Messrs.</b> Hooper, John H. |
| Bates, Theodore C.                 | Horton, Nathaniel A.           |
| Beebe, Eleazer S.                  | Hosmer, Frederick N.           |
| Bennett, James W.                  | Howes, Thomas P.               |
| Bennett, Joseph.                   | Hoyt, Richard H.               |
| Berry, John F.                     | Humphrey, Robert.              |
| Blake, J. Albert.                  | Hyde, Henry D.                 |
| Brackett, John Q. A.               | Ingraham, William H.           |
| Brooks, William A.                 | James, John F.                 |
| Brown, Horace.                     | Jennings, Andrew J.            |
| Brown, Luther J.                   | Johnson, Henry A.              |
| Brown, William H.                  | Joyce, John.                   |
| Bryan, James H.                    | Kelley, Joseph J.              |
| Bulloch, Andrew.                   | Keough, Thomas L.              |
| Burke, William J.                  | Kimball, D. Smith.             |
| Burr, Benjamin F.                  | Ladd, Charles R.               |
| Carberry, William H.               | Levy, Samson.                  |
| Clark, Lyman.                      | Lewis, Bangs A.                |
| Clarke, Henry S.                   | Lincoln, Arthur.               |
| Clough, Benjamin.                  | Livermore, Rufus.              |
| Colburn, George F.                 | Loring, Chauncy.               |
| Copeland, Henry.                   | Lovell, Andrew.                |
| Crocker, Charles T.                | Lowther, George W.             |
| Crocker, Elisha, jun.              | Marsh, Edwin W.                |
| Crowell, Edward P.                 | Mather, Benj. F., jun.         |
| Crowley, Jeremiah J.               | Maynard, Elisha B.             |
| Crowley, Robert E.                 | McCafferty, Matthew J.         |
| Daniels, Elijah B.                 | McGeough, James A.             |
| Darby, William F.                  | McGlynn, Patrick M.            |
| Darling, Homer W.                  | McMahon, John F.               |
| Day, Thomas H.                     | Mellen, James H.               |
| Dee, John H.                       | Monroe, Alfred C.              |
| Dickinson, Ethan D.                | Montague, Royal M.             |
| Donnell, Elbridge C.               | Mooney, Daniel S.              |
| Emery, Levi.                       | Morse, Leander B.              |
| Fish, Isaiah.                      | Moulton, Jesse.                |
| Fiske, Alonzo S.                   | Murphy, Patrick F.             |
| Foss, William A.                   | Murray, Joseph.                |
| Fowler, Francis E.                 | Noyes, Charles J.              |
| Fuller, Henry W.                   | O'Connor, Dennis.              |
| Gaylord, William M.                | O'Neil, Joseph H.              |
| Graham, James B.                   | Osgood, Charles S.             |
| Hale, Edwin B.                     | Paddack, Henry.                |
| Hall, Eben A.                      | Paige, Lucius R.               |
| Hastings, Thomas J.                | Park, George W.                |
| Henry, Neil.                       | Peabody, John W.               |
| Hines, Francis E.                  | Peck, Walter B.                |
| Hoar, William M.                   | Pickman, John J.               |
| Hollis, Freeman.                   | Pinkham, Daniel R.             |
| Holmes, Horace M.                  | Powers, Henry W.               |

|                              |                              |
|------------------------------|------------------------------|
| Messrs. Prescott, Charles J. | Messrs. Spillane, Timothy B. |
| Pynchon, William.            | Stetson, George F.           |
| Quigley, James L.            | Stone, Josiah F.             |
| Reed, John D.                | Stuart, William J.           |
| Rice, J. M.                  | Thayer, Edward F.            |
| Ricketts, William J.         | Thayer, Frederick.           |
| Robinson, Amasa C.           | Thayer, Tyler.               |
| Russell, Solomon N.          | Thomas, Edward I.            |
| Russell, Thomas.             | Tilden, William S.           |
| Sanders, William.            | Trussell, Rufus.             |
| Sargent, Edmund P.           | Van Deusen, Merritt.         |
| Savery, William.             | Varnum, Leavitt R. J.        |
| Scott, Augustus E.           | Wadlin, Daniel H.            |
| Seeley, Montessor S.         | Walker, Joseph H.            |
| Sherburne, John H.           | Ware, Horace E.              |
| Shipman, Jonathan E.         | Warren, Alonzo.              |
| Smith, Joseph.               | Warren, Orrin.               |
| Smith, Maloy J.              | Whitney, Edwin.              |
| Smith, Rufus.                | Willis, George D.            |
| Sowdon, Arthur J. C.         | Wiswell, Joseph.             |
| Sparrow, James H.            | Woodbury, George D.          |

Yeas, 14 ; nays, 146.

A further amendment was moved by Mr. Robinson of Lynn, to make the salary of the commissioner \$2,500, which was rejected, the House voting that the sum should stand at \$3,000 as provided in the bill.

The bill as amended was then passed to be engrossed, and sent up for concurrence.

At 5 o'clock adjourned.

FRIDAY, Feb. 28, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Carpenter of Boston.

Abstracts of  
corporations.

An Abstract of the Certificates of corporations organized under the general laws of Massachusetts, with the annual returns required by chapter 224 of the Acts of the year 1870, during the year 1878, was received, and referred under the 20th joint Rule to the next General Court.

#### *Petitions Presented.*

Milk.

By Mr. Holbrook of Holliston, petition of John Farquhar and others, for a law to regulate the transportation of milk on railroads. Referred to the committee on Railroads.

By Mr. Thomas of Brookline, petition of Edward S. Moseley and 212 officers and trustees of savings banks and institutions for savings, that so much of the deposits in these institutions as are invested in United-States bonds, and real estate taken under foreclosure of mortgage, and acquired under mortgagees' sale, may be exempt from the three-quarters of one per cent State taxation.

Savings-bank deposits.

Referred to the committee on Banks and Banking.

By Mr. Beeching of Boston, petition of Sarah F. Lawrence, for State aid.

Sarah F. Lawrence.

By Mr. Spillane of Boston, petition of Caroline E. Caswell, for State aid.

C. E. Caswell.

Severally referred, under suspension of the 20th joint Rule, to the committee on Claims.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Noyes of Boston, —

*Ordered*, That a committee of three be appointed to devise and suggest from time to time such measures as in their judgment shall expedite the business of the House.

Committee on business.

The following order, offered by the same gentleman, was, at the request of Mr. Marsh of Quincy, laid over until Tuesday :

*Ordered*, That on and after Thursday, March 6, the House, until otherwise ordered, shall meet at eleven o'clock A.M., except on Mondays and Saturdays, and, whenever the House shall be in session at one o'clock P.M., the Speaker shall declare a recess until two o'clock.

Morning sessions.

### *Papers from the Senate.*

The report of the committee on Public Lands, leave to withdraw, on the petition of John Winslow in regard to the lease of the twenty-five-acre lot belonging to the Commonwealth at South Boston, accepted by the Senate, was read, and placed in the orders of the day for Tuesday.

Twenty-five-acre lot.

### *Bills :*

Requiring cities and towns to record in county registries of deeds a description of lands taken for highways and other purposes, and of lands assessed for betterments ;

Records of land assessed for betterments.

To revive and continue the charter of the Allegheny-river Oil Company for certain purposes (being a new draft of a House bill with the same title) ;

Allegheny-river Oil Company.

Were severally read, and referred to the committee on the Judiciary.

**Mechanics' liens.**

The House Bill to amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens, came down, passed to be engrossed in concurrence, with certain amendments, which were referred under the rule to the committee on the Judiciary.

**Savings banks.**

The House Bill in addition to "An Act in relation to savings banks and institutions for savings" came down, passed to be engrossed in concurrence, with certain amendments, which were placed in the orders of the day for Tuesday.

**Boston and Chelsea Railroad.**

A Bill to authorize a lease of the Boston and Chelsea Railroad, and to extend the charter thereof (reported on a petition); and

**Back Bay lands and sewerage.**

Resolves in relation to Back Bay lands and sewerage (reported in part on the report of the land commissioners);

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

**Liens on buildings and land.**

Notice was received from the Senate, that the House "Bill relative to liens on buildings and land" had been rejected in that branch.

*Bill Enacted.***Lunatic paupers.**

An engrossed Bill relating to the support of paupers in the lunatic-hospitals (which originated in the House) was passed to be enacted, signed, and sent to the Senate.

*Committee Appointed.***Tenth Hampden District.**

The Speaker announced as the committee to investigate the matters relative to an alleged recount of votes for representative in the Tenth Hampden District, under an order adopted on the 26th inst., Messrs. Jennings of Fall River, Aldrich of Deerfield, Bennett of Lowell, Litchman of Marblehead, and Bulloch of New Bedford.

*Reports of Committees.***Boston City Hospital.**

By Mr. Russell of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the incorporation of the City Hospital of Boston.

**Danvers Hospital.**

By the same gentleman, from the committee on Public Charitable Institutions, on an order relative to inquiring into the management of the Danvers Insane-Asylum, that

they have examined personally the institution and many of its inmates, and have heard witnesses, and that they are satisfied that there is no ground for any charge against the present management of the institution.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition (recommitted) of Fanny Ross, for State aid. Fanny Ross.

By Mr. Mellen of Worcester, from the committee on Labor, on an order, a Resolution concerning the establishment of a national bureau of labor. National labor bureau.

Severally read, and placed in the orders of the day for Tuesday.

By Mr. Russell of Boston, from the committee on the Judiciary, on an order, a Bill to punish persons retaining property obtained by crime after conviction thereof. Punishment of persons retaining property.

By Mr. Rockwell of Pittsfield, from the same committee, on an order, a Bill in addition to "An Act concerning offences against chastity, morality, and decency." Chastity, morality, and decency.

By Mr. Smyth of Worcester, from the committee on Insurance, on a petition, a Bill to incorporate the Fall-River Insurance Brigade. Fall-River Insurance Brigade.

By Mr. Holmes of Adams, from the committee on Public Health, that the Bill (recommitted) to incorporate the Massachusetts Public Health Association ought to pass in a new draft with the same title. Massachusetts Public Health Association.

By Mr. Ingraham of Watertown, from the committee on Street Railways, on a petition, a Bill to incorporate the Subterranean Cable Company of Boston. Boston Subterranean Cable Company.

Severally read, and ordered to a second reading.

#### *Discharged from the Orders.*

On motion of Mr. Callender of Boston, the Bill to establish the salaries of the district-attorneys, the assistant district-attorneys, and the clerk of the district-attorney for the Suffolk District, was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was postponed for further consideration until Tuesday, the question being on ordering to a third reading. District-attorneys.

On motion of Mr. Crowley of Boston, the Bill to establish the salary of the inspector and assayer of liquors was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was postponed for further consideration until Tuesday, pending the question on ordering to a third reading. Inspector of liquors.



Insurance  
policies.

On motion of Mr. Frye of North Andover, the Bill in relation to certain conditions in the policies of insurance companies doing business in this State was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was postponed for further consideration until Tuesday ; the question being on ordering to a third reading.

*Orders of the Day.*

Orders of the  
day.

Reports of the committee on the Judiciary :

Inexpedient to legislate, on an order relative to the better protection of mechanics (the pending motion of Mr. Noyes of Boston, to amend by substituting a bill, having been withdrawn by that gentleman) ; and

Inexpedient to legislate, on an order relative to the privileges of consuls ;

Were severally accepted.

Reports :

Of the committee on Claims, leave to withdraw, on the petition of Patrick Harrington, for back State aid ;

Of the committee on Military Affairs :

Leave to withdraw, on the petition of John A. Orcutt, that his name may be transferred from the roll of the town of Colrain, and placed to the credit of the quota of the city of Chelsea ; and

Inexpedient to legislate, on an order relative to legislation providing increased facilities for rifle practice by the volunteer militia ; and

Of the committee on Towns, leave to withdraw, on the petition of A. F. Emery and others, citizens of Watertown, to have a portion of said town set off to the city of Newton ;

Were severally accepted, and sent up for concurrence.

Reports of the committee on Constitutional Amendments, inexpedient to legislate :

On the order relative to the election of representatives to the General Court ;

On so much of the Governor's address as relates to the return, without approval, of clauses of appropriation bills from which the Governor may dissent ;

On so much of the Governor's address as relates to the more frequent return of representatives to the General Court ; and

Of the committee on the Hoosac Tunnel and Troy and

Greenfield Railroad, leave to withdraw, on the petition of Edward Hamilton, that certain railroads make close connection with the Hoosac-Tunnel line ;

Were severally accepted in concurrence.

The report of the committee on the Fisheries, inexpedient to legislate, on an order relative to the rights of owners of private or artificial ponds, was, on motion of Mr. Howland of Plymouth, recommitted to the committee on the Fisheries.

**Bills :**

Relating to executors and administrators residing out of the State, and to service of process upon them ;

Relating to proof of foreign wills ;

To establish the salaries of the attorney-general and the assistant attorney-general ;

To amend chapter 241 of the Acts of the year 1878 relating to innholders and common victuallers ;

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to issue bonds ;

To consolidate the offices of adjutant-general and inspector-general in times of peace ;

To authorize the incorporation of Roman-Catholic churches ;

To change the name of the Calvinist society of Worcester, and for other purposes ;

To abolish the bureau of the surgeon-general ; and

To incorporate the Phoenix Brewing Company of Lawrence ;

Were severally read a second time, and ordered to a third reading.

The Bill to repeal chapter 250 of the Acts of the year 1877 relating to the arrest and examination of judgment debtors was, on motion of Mr. Baker of Beverly, postponed for further consideration until Tuesday ; the question being on ordering to a third reading.

The Bill to amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons was read a second time, and, on motion of Mr. Russell of Boston, was postponed for further consideration until Tuesday ; the question being on ordering to a third reading.

The Bill to provide for the more accurate registration of vital statistics was read a second time, and, on motion of Mr. Warren of Boston, was postponed for further con-

sideration until Tuesday; the question being on ordering to a third reading.

The Bill to establish a board of commissioners of prisons was read, amended on motion of Mr. Rockwell of Pittsfield, and, on further motion of the same gentleman, was postponed for further consideration until Tuesday; the question being on ordering to a third reading.

**Bills:**

To authorize the trustees of the State-street Methodist-Episcopal Church of Springfield to issue bonds, and to mortgage its church-property;

To better secure the rights of married women (its title having been amended on motion of Mr. Lincoln of Hingham to read "Bill concerning gifts to married women");

To repeal chapter 288 of the Acts of the year 1870 relating to the State Workhouse at Bridgewater;

To incorporate the Hingham Water Company;

For the protection of the fisheries of Mill River and its tributaries in the town of Essex;

Relating to boards of health in the several cities of the Commonwealth; and

To fix the salaries of the commissioners of savings banks (amended on motion of Mr. Noyes of Boston, so as to take effect March 1); and a

Resolve relating to the survey of Indian lands at Gay Head;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relative to pensions to disabled police-officers of the city of Boston was read a third time, and passed to be engrossed in concurrence.

At 3.40 adjourned until Tuesday next.

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TUESDAY, March 4, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

Railroad  
commissioners.

The tenth annual report of the board of railroad commissioners was received, referred, under suspension of the 20th joint Rule, to the committee on Railroads, and sent up for concurrence.

*Petitions Presented.*

By Mr. Cushing of Middleborough, petition of E. Robinson and others; by Mr. Ladd of Springfield, petition of E. Trask and others; by Mr. Thomas of Brookline, petition of 518 officers and trustees of savings banks and institutions for savings, — severally, that so much of the deposits in these institutions as is invested in United-States bonds, and real estate taken under foreclosure of mortgage, and acquired under mortgagees' sale, may be exempt from the three-quarters of one per cent State taxation.

Savings banks' deposits.

Severally referred to the committee on Banks and Banking.

By Mr. Bates of North Brookfield, petition of Lucius Snell and others, for a prohibitory law. Referred to the committee on the Liquor Law.

Liquor law.

By Mr. Howland of Plymouth, petition of the school committee and others of Plymouth, for a law allowing women to vote for school committees. Referred to the committee on Woman Suffrage.

Women voting for school committees.

By Mr. Randall of Waltham, petition of B. B. Johnson and others, in aid of the petition of the Massachusetts Central Railroad.

Massachusetts Central Railroad.

By Mr. Barrett of Concord, remonstrances of Caleb H. Wheeler and others, Luther Conant and others, — severally against any legislation regulating the transportation of milk by railroads.

Milk.

Severally referred to the committee on Railroads.

By Mr. Prescott of Boston, petition of the superintendent of the Danvers Lunatic-Asylum, for an appropriation for said institution. Referred, under suspension of the 20th joint Rule, to the committee on Public Charitable Institutions.

Danvers Hospital.

Severally sent up for concurrence.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

To amend chapter 170 of the General Statutes as to bail in criminal cases;

To incorporate the New-England Furniture Exchange; and

To enable stockholders in street-railway corporations to subscribe for additional stock;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :  
In favor of George White ; and  
In favor of the executors and devisees under the will of David Miller, late of Boston, deceased ;  
(Which severally originated in the House) ;  
Were severally passed, signed, and sent to the Senate.

*Papers from the Senate.*

Reports :

State Normal  
Schools.

Of the committee on Education, leave to withdraw, on the petition of Jeremiah Spofford and others, for the abolition of the State Normal Schools ; and

Dennis Carney.

Of the committee on Claims, leave to withdraw, on the petition of Dennis Carney, for State aid ;

Severally accepted by the Senate, were read, and placed in the orders of the day for to-morrow.

Chelsea,  
Northampton,  
and Brockton.

A Resolve re-imbursing the city of Chelsea and the towns of Northampton and Brockton, for payments made on account of rent of armories (reported on petitions), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

Bills :

Shell-fish.

To amend chapter 83 of the General Statutes regulating the taking of shell-fish (reported on a bill on leave) ;

Fall-River  
Street-railway.

To revive the charter of the Fall-River Street-railway Company, and to authorize the issue of bonds (reported on a petition and an order) ; and

Public ware-  
houses.

To amend "An Act relating to public warehouses" (reported on an order) ;

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

Deputy tax-  
commissioner.

The Senate Bill to fix the salaries of the deputy tax-commissioner and commissioner of corporations, and the persons employed in his department, came down from the Senate with the indorsement that the Senate concurred in the House amendment at [B], and non-concurred in the amendments at [A] and [C], and asked for a committee of conference ; Messrs. Bishop, Burrage, and Winn being appointed on its part. On motion of Mr. Ladd of Springfield, the House concurred in the proposition for a committee of conference.

*Laid on the Table.*

The order relative to morning sessions, offered on Friday last by Mr. Noyes of Boston, and laid over, was, on motion of Mr. Osgood of Salem, laid on the table.

Morning  
sessions.

*A Committee Announced.*

The Speaker appointed Mr. Lincoln of Somerville to the committee on Claims, in place of Mr. Long of Somerville, deceased.

Mr. Lincoln of  
Somerville.

*Reports of Committees.*

By Mr. Scott of Lexington, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation to enable trustees in this Commonwealth to pay over their trust funds to trustees in another state or country.

Trustees and  
trust funds.

By Mr. Wardwell of Peabody from the same committee, inexpedient to legislate, on an order relative to legislation making the estate of an insolvent debtor liable for wages due certain operatives.

Estates of in-  
solvent debtors.

By Mr. Hyde of Boston, from the committee on Federal Relations, inexpedient to legislate, on an order relative to petitioning Congress to provide a substitute for the national bankrupt law which was recently repealed.

Bankrupt law.

By Mr. Rowe of Rockport, from the committee on the Fisheries, inexpedient to legislate, on an order relative to legislation to prevent the deposit of impurities injurious to fish in the inland waters of the Commonwealth.

Impurities in  
waters.

By Mr. Litchfield of South Scituate, from the same committee, leave to withdraw, on the petition of the selectmen of the town of Chatham, for an act to protect the shell and eel fisheries of said town.

Chatham  
fisheries.

By Mr. Horton of Salem, from the committee on Printing, inexpedient to legislate, on an order relative to printing five hundred sets, or more, of the colonial records of the State of Massachusetts.

Colonial  
records.

By Mr. Osgood of Salem, from the committee on Railroads inexpedient to legislate, on an order relative to legislation fixing the rate of fare for passengers upon railroads in the State at a sum not exceeding two cents per mile.

Fares on rail-  
roads.

By the same gentleman, from the committee on Railroads on the part of the House, on an order requesting them to summon before them the clerk of railroad commissioners, and examine how far he has kept a faithful record

Records of  
Railroad com-  
missioners.

as required by law, that a proper record has been kept by said clerk, with a communication from the clerk.

Severally read, and placed in the orders of the day for to-morrow.

Statement of  
Clerk of rail-  
road commis-  
sioners.

By Mr. Tucker of Boston, from the committee on Railroads, asking to be discharged from further consideration, — severally of the

Statement from the clerk of the board of railroad commissioners; the

Railroad com-  
missioners.

Bill (on leave) to amend chapter 408 of the Acts of the year 1869 establishing a board of railroad commissioners; and the

Pay of railroad  
commissioners.

Order relative to the number and pay of the railroad commissioners, and the duties of the clerk and accountant of the board;

And recommending that they be severally referred to the committee on Retrenchment.

Severally read, accepted under a suspension of the rule, and sent up for concurrence.

Danvers  
Hospital.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, no legislation necessary, on the first annual report of the trustees of the State Lunatic-Hospital at Danvers;

Worcester  
Hospital.

By Mr. Kelley of Cambridge, from the same committee, no legislation necessary, on the report of the trustees of the State Lunatic-Hospital at Worcester, and first annual report of the Temporary Asylum for the Chronic Insane;

State Primary  
School.

By Mr. Loring of Barre, from the same committee, no legislation necessary, on the annual report of the inspectors of the State Primary School at Monson;

Northampton  
Hospital.

By Mr. Savery of Carver, from the same committee, no legislation necessary, on the report of the trustees of the State Lunatic-Hospital at Northampton;

Tewksbury  
Almshouse.

By Mr. Russell of Boston, from the same committee, no legislation necessary, on the annual report of the inspectors of the State Almshouse at Tewksbury.

Severally read, accepted under suspension of the rule, and sent up for concurrence.

Carney  
Hospital.

By the last-named gentleman, from the same committee (Mr. Prescott of Boston dissenting), on a petition, a Resolve in favor of the Carney Hospital. Read, and referred under the rule to the committee on Finance.

Trusts created  
by will.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, that the Senate Bill concerning trusts

created by will ought to pass in a new draft with the same title.

By Mr. Crowell of Amherst, from the committee on Education, on that portion of the Governor's address relating to education, also on several petitions taken from the Senate files of last year, a Bill making provisions for dividing the State into districts for school supervision, and electing superintendents for the same.

School supervision.

By Mr. Berry of Stoneham, from the committee on the Fisheries, on an order, a Bill relative to the better protection of fisheries in the town of Westport.

Westport fisheries.

By Mr. Howland of Plymouth, from the same committee, on a petition relative to fishing in Centreville River, a Bill for the better protection of the fishery of the Nine-Mile-Pond Fishing Company.

Nine-Mile-Pond Fishing Company.

By the same gentleman, from the same committee, on a petition, a Bill for the protection of the eel-fisheries in the town of Edgartown.

Edgartown eel-fisheries.

By Mr. Clark of Framingham, from the committee on Public Health, on a petition, a Bill to enable the park commissioners of the city of Boston to purchase estates abutting on Jamaica Pond.

Boston Park and Jamaica Pond.

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on a petition, a Bill concerning the fee for certificates of insanity.

Certificates of insanity.

By Mr. Russell of Boston, from the same committee, on various petitions and orders, bills:

To amend chapter 821 of the Acts of the year 1871 in relation to the discharge of persons confined as insane; and

Discharge of lunatics.

Concerning the commitment of lunatics to hospitals.

Commitment of lunatics.  
Fares on branch railroads.

By Mr. Osgood of Salem, from the committee on Railroads, on a petition, a Resolve in relation to the discrimination in fare on branch railroads.

By Mr. Bigelow of Natick, from the same committee, on an order relative to accidents on railroads, a Resolve in relation to the use of signals on railroads.

Signals on railroads.

By Mr. Hyde of Boston, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea.

Suffolk-county courts.

Severally read, and ordered to a second reading.

By Mr. Holmes of Adams, from the committee on Public Health, that the Bill (on leave) to preserve the purity

Springfield water.



of the water-supply of the city of Springfield ought to pass. Placed in the orders of the day for to-morrow, for a second reading.

*Discharged from the Orders.*

Boston City  
Hospital.

On motion of Mr. Prescott of Boston, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the incorporation of the City Hospital of Boston, was discharged from the orders of the day, and, on his further motion, was laid on the table.

Innholders.

On motion of Mr. Kelley of Cambridge, the Bill to amend chapter 241 of the Acts of the year 1878 relating to innholders and common victuallers, was discharged from the orders of the day. It was read a third time, and, on further motion of the same gentleman, was recommitted to the committee on the Liquor Law.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on Public Charitable Institutions, on an order relative to inquiring into the management of the Danvers Insane Asylum, was accepted, and sent up for concurrence.

The report of the committee on Public Lands, leave to withdraw, on the petition of John Winslow, for future increased rental of the twenty-five-acre lot belonging to the Commonwealth at South Boston, was accepted in concurrence.

The Resolution concerning the establishment of a national bureau of labor was adopted, and sent up for concurrence.

**Bills:**

To incorporate the Subterranean Cable Company of Boston;

In addition to "An Act concerning offences against chastity, morality, and decency;"

To incorporate the Fall-River Insurance Brigade; and

To authorize a lease of the Boston and Chelsea Railroad, and to extend the charter thereof;

Were severally read a second time, and ordered to a third reading.

**Bills:**

Relating to executors and administrators residing out of the State, and to service of process upon them;

To establish the salaries of the attorney-general and the assistant attorney-general; and

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to issue bonds;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To change the name of the Calvinist society of Worcester, and for other purposes; and

To consolidate the offices of adjutant-general and inspector-general in times of peace;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to preserve the purity of elections was read a third time, passed to be engrossed, and sent up for concurrence. Subsequently Mr. Tufts of Boston, the orders of the day having been laid on the table, moved to reconsider the vote whereby the bill was passed to be engrossed; which motion was placed in the orders of the day for to-morrow.

The Bill to authorize the incorporation of Roman-Catholic churches was read a third time, and passed to be engrossed in concurrence. Subsequently, the orders of the day being laid on the table, Mr. Whitney of Stow moved to reconsider the vote whereby the bill was passed to be engrossed; which motion was placed in the orders of the day for to-morrow.

The report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to limiting the rate of interest of money, was further considered. The pending motion of Mr. McCafferty of Worcester, to recommit with instructions, was withdrawn, there being no objection. The same gentleman then moved to amend by substituting, a "Bill concerning interest of money." After extended debate, the yeas and nays were ordered on the pending amendment, on request of Mr. Mellen of Worcester; and, the roll being called, the amendment was lost by a vote of 47 yeas to 94 nays, as follows:—

**YEAS.**

|                               |                           |
|-------------------------------|---------------------------|
| Messrs. Atkinson, Benjamin F. | Messrs. Burke, William J. |
| Baker, John I.                | Carberry, William H.      |
| Blake, J. Albert.             | Cummings, John W.         |
| Brown, Horace.                | Dee, John H.              |

|                                    |                                 |
|------------------------------------|---------------------------------|
| <b>Messrs.</b> Desmond, Cornelius. | <b>Messrs.</b> Mellen, James H. |
| Donnell, Elbridge C.               | Mooney, Daniel S.               |
| Everson, John W.                   | Murphy, Patrick F.              |
| Foss, William A.                   | O'Connor, Dennis.               |
| Graham, James B.                   | O'Neil, Joseph H.               |
| Henry, Neil.                       | Paddack, Henry.                 |
| Hines, Francis E.                  | Park, George W.                 |
| Howland, Charles H.                | Peabody, John W.                |
| Ingraham, William H.               | Pinkham, Daniel R.              |
| James, John F.                     | Proctor, William P.             |
| Joyce, John.                       | Reynolds, Samuel M.             |
| Kelley, Joseph J.                  | Roach, Richard.                 |
| Leary, Frank D.                    | Shipman, Jonathan E.            |
| Leonard, Marcus.                   | Spillane, Timothy B.            |
| Lyon, William.                     | Stetson, George F.              |
| Maynard, Elisha B.                 | Trussell, Rufus.                |
| McCafferty, Matthew J.             | Varnum, Leavitt R. J.           |
| McGeough, James A.                 | Wadlin, Daniel H.               |
| McGlynn, Patrick M.                | Wentworth, Charles A.           |
| McMahon, John F.                   |                                 |

## NAYS.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Fuller, Henry W. |
| Ames, Azel, jun.                | Glover, George D.               |
| Barrett, Richard.               | Hale, Edwin B.                  |
| Bartlett, Charles R.            | Hall, Eben A.                   |
| Bartlett, Joseph F.             | Hart, John W.                   |
| Bates, Theodore C.              | Hill, Hamilton A.               |
| Beeching, Richard.              | Holmes, Horace M.               |
| Bigelow, Francis.               | Horton, Nathaniel A.            |
| Bolles, Matthew.                | Howes, Thomas P.                |
| Bond, George H.                 | Hoyt, Richard H.                |
| Brackett, John Q. A.            | Humphrey, Robert.               |
| Brown, Luther J.                | Hyde, Henry D.                  |
| Brown, William H.               | Johnson, Henry A.               |
| Callender, Edward B.            | Keough, Thomas L.               |
| Clark, Joel C.                  | Lewis, Bangs A.                 |
| Clark, Lyman.                   | Lincoln, Arthur.                |
| Clough, Benjamin.               | Lincoln, Charles S.             |
| Coleman, Lewis.                 | Livermore, Rufus.               |
| Crocker, Charles T.             | Loring, Chauncy.                |
| Crocker, Elisha, jun.           | Lowther, George W.              |
| Davis, Joseph W.                | Macomber, William P.            |
| Dickinson, Ethan D.             | Magee, James P.                 |
| Emery, Levi.                    | Marsh, Edwin W.                 |
| Ferson, Charles H.              | Mather, Benj. F., jun.          |
| Fish, Isaiah.                   | McCullock, Leonard.             |
| Fiske, Alonzo S.                | Montague, Royal M.              |
| Fowler, Francis E.              | Morton, Frank H.                |

Messrs. Moulton, Jesse.  
 Murray, Joseph.  
 Nickerson, Richard E.  
 Norton, John B.  
 Paige, Lucius R.  
 Peck, Walter B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Randall, David.  
 Reed, John D.  
 Rice, Leonard B.  
 Ricketts, William J.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Savery, William.  
 Scott, Augustus E.  
 Smith, Elizur.  
 Smith, Joseph.  
 Smith, Maloy J.  
 Smith, Rufus.

Messrs. Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Stone, Josiah F.  
 Stuart, William J.  
 Thayer, Edward F.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webber, Alonzo C.  
 Whitney, Edwin.  
 Wiggin, William H.  
 Wilbur, Daniel.  
 Wilde, Joseph D.  
 Wiswell, Joseph.

Yeas, 47; nays, 94.

On this question Messrs. Crowley of Lowell, Hoar of Lowell, Levy of Newburyport, Robinson of Lynn, Quigley of Boston, Barrus of Goshen, Litchman of Marblehead, and Kimball of Haverhill, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Crowell of Amherst, Sweetser of Boston, Sheldon of Southampton, Willis of Braintree, Woodbury of Charlton, Walker of Worcester, Rockwell of Pittsfield, and Clark of Winchendon.

The report was then accepted in concurrence.

At 5.45 adjourned.

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WEDNESDAY, March 5, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A communication received by the committee on Railroads, from the board of railroad commissioners, in relation to the duties of said board, was, on motion of Mr. Osgood of Salem, ordered to be printed as a House document.

A communication from railroad commissioners.

*Petitions Presented.*Savings-bank  
deposits.

By Mr. Thomas of Brookline, petition of officers of the Provident Institution for Savings in Boston, that so much of the deposits in savings banks as is invested in United-States bonds, and real estate taken under foreclosure of mortgage, and acquired under mortgagees' sale, may be exempt from the three-quarters of one per cent State taxation. Referred to the committee on Banks and Banking.

George S.  
Eldridge.

By Mr. Crocker of Brewster, petition of the overseers of the poor of Brewster, for re-imbursement for State aid paid the child of George S. Eldridge. Referred, under suspension of the 20th joint Rule, to the committee on Claims.

Woman  
suffrage.

By Mr. Barrett of Concord, petition of Louisa M. Alcott and others; by Mr. Ingraham of Watertown, petition of Emily Horne and 7 others; by Mr. Wilde of Melrose, petition of M. A. Morgan and 11 others, — severally for woman suffrage.

Severally referred to the committee on Constitutional Amendments.

Convict-labor.

By Mr. Baker of Beverly, resolutions of the Silver Gilders', Imitation Makers', and Lacquers' Union of Chicago, relative to convict-labor. Referred to the committee on Labor.

Severally sent up for concurrence.

Milk.

By Mr. Whitney of Stow, petition of Frederick Conant and others, for a law regulating the transportation of milk on railroads. Placed on file.

West Spring-  
field.

By Mr. Murray of Holyoke, petition of the selectmen of West Springfield, for authority to maintain a dam across Agawam River. Referred to the next General Court, the House having refused to suspend the 20th joint Rule.

*Returns from County Treasurers.*Fees by counties  
for attorneys.

Statements of the several county treasurers, except of the counties of Essex and Franklin, of the amounts paid by them for fees to attorneys during each year for the past ten years, were received, referred to the committee on Retrenchment, and sent up for concurrence.

*Order.*

On motion of Mr. Osgood of Salem, —

*Ordered*, That joint committees have until March 12 within which to make their reports. Joint committees.

Sent up for concurrence.

*Papers from the Senate.*

The petition of James C. Chalmer and others, for the exemption from taxation of deposits in saving banks invested in United-States bonds, and real estate taken under foreclosure of mortgage, was referred in concurrence to the committee on Banks and Banking. Savings-bank deposits.

The report of the committee on Claims, leave to withdraw, on the petition of Adelia T. Jones, for State aid, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. A. T. Jones.

A Bill concerning the bonds of town treasurers and collectors (being a new draft of a House bill with a similar title), passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Town treasurers and collectors.

A Bill relating to proceedings in probate courts, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery. Probate courts.

A Resolve relating to improvements at the State Prison in Concord (reported on the report of the inspectors of the State Prison), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance. New State Prison.

*Ordered*, In concurrence, that the committee on Street Railways be authorized to report in print upon the petitions of L. A. Bigelow and others, and Charles E. Powers and others, each asking for incorporation for the purpose of constructing and running elevated railroads in Boston. Elevated railroads.

*Committees Appointed.*

Under the order adopted by the House on Friday last, Messrs. Noyes of Boston, Hale of Cambridge, and Prescott of Boston, were appointed a committee to report such measures from time to time, as, in their opinion, tend to expedite the transaction of the business of the House. Committee on business.

Messrs. Baker of Beverly, Brackett of Boston, and Stone of Winchester, were appointed a committee of con- Deputy tax-commissioner.

ference on the part of the House in regard to the Bill to fix the salaries of the deputy tax-commissioner and commissioner of corporations, and the persons employed in his department.

*Bill Enacted, and Resolves Passed.*

Bill enacted.

An engrossed Bill to incorporate the trustees of Thayer Academy (which originated in the House) was passed to be enacted, signed, and sent to the Senate.

Resolves passed.

Engrossed resolves :

In favor of the State Almshouse at Tewksbury ;

Relative to the claims of soldiers and sailors of the late war ; and

In favor of the town of Williamstown ;

(Which severally originated in the House) ;

Were severally passed, signed, and sent to the Senate.

*Reports of Committees.*

Fees in insolvency courts.

By Mr. Scott of Lexington, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending section 125, chapter 119, of the General Statutes, so as to reduce the fees and costs of proceedings in courts of insolvency.

Abandoned animals.

By Mr. Kimball of Bradford, from the committee on Agriculture, inexpedient to legislate, on an order relative to legislation providing for the killing of animals abandoned by their owners, and such as are suffering, and diseased past recovery.

Agricultural College.

By Mr. Crowell of Amherst, from the committee on Education, no legislation necessary, on that part of the report of the trustees of the Massachusetts Agricultural College which relates to the course of study and instruction in said institution.

Election cases.

By Mr. Sherburne of Boston, from the committee on Elections, inexpedient to legislate, on an order relative to printing a compilation of the decisions of the House in cases of contested elections of its members since A.D. 1852.

By Mr. Robinson of Lynn, from the committee on the Liquor Law, inexpedient to legislate :

Defaulted liquor cases.

On an order relative to an inquiry concerning the disposal of defaulted liquor cases, and also relative to legislation concerning the prosecution of bonds in such cases ; and

On an order relative to legislation to secure the prompt conviction of offenders against the present license law.

Offenders  
against the  
license law.  
Liquor cases  
filed.

By Mr. Crowley of Boston, from the same committee, inexpedient to legislate, on an order relative to inquiring what proportion of cases for the violation of the liquor law are laid on file in the superior courts, and whether any legislation is necessary to secure a better enforcement of said laws in said court.

By Mr. O'Connor of Boston, from the same committee, leave to withdraw, on the petition of Lucian Drury and others, for a prohibitory law, and several petitions in aid of the same.

Prohibitory  
law.

[Messrs. Merriam and Cate of the Senate, and Messrs. Lincoln of Raynham, and Stetson of Hanson, dissent from each of the four last-named reports.]

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Crosby of Milford, from the committee on Taxation, that the Bill (on leave) relating to taxation of savings-bank deposits ought not to pass.

Taxation of  
savings-bank  
deposits.

By Mr. Colburn of Leominster, from the same committee, that the Bill (on leave) relieving property from double taxation in certain cases ought not to pass. [Messrs. Hastings of Worcester, Dickinson of Granville, Stanley of Attleborough, and Dee of Boston, dissent from the report of the committee, and recommend the passage of a Bill relating to the taxation of tangible personal property.]

Double  
taxation —  
tangible  
property.

By the same gentleman from the same committee, that the Bill (on leave) concerning the taxation of mortgaged property ought not to pass. [Messrs. Hastings of Worcester, Sowdon of Boston, Dickinson of Granville, and Stanley of Attleborough dissent, and recommend the passage of a Bill relieving property from double taxation in certain cases.]

Taxation of  
mortgaged  
property.

By Mr. Scott of Lexington, from the committee on Probate and Chancery, that the Bill (on leave) in amendment of chapter 118 of the General Statutes relating to insolvency ought not to pass.

Insolvency.

Severally placed in the orders of the day, the question, in each case, being on the rejection of the bill.

By Mr. Hastings of Worcester, from the committee on Taxation, inexpedient to legislate, on an order relative to the collection and assessment of taxes. Read; and, on motion of the same gentleman, the report was laid on the table, under suspension of the rule.

Collection and  
assessment of  
taxes.



ference on the part of the House in regard to the Bill to fix the salaries of the deputy tax-commissioner and commissioner of corporations, and the persons employed in his department.

*Bill Enacted, and Resolves Passed.*

Bill enacted.

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Abandoned animals.

By Mr. Kimball of Bradford, from the committee on Agriculture, inexpedient to legislate, on an order relative to legislation providing for the killing of animals abandoned by their owners, and such as are suffering, and diseased past recovery.

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By Mr. Robinson of Lynn, from the committee on the Liquor Law, inexpedient to legislate :

Defaulted liquor cases.

On an order relative to an inquiry concerning the disposal of defaulted liquor cases, and also relative to legislation concerning the prosecution of bonds in such cases ; and

On an order relative to legislation to secure the prompt conviction of offenders against the present license law.

Offenders  
against the  
license law.  
Liquor cases  
filed.

By Mr. Crowley of Boston, from the same committee, inexpedient to legislate, on an order relative to inquiring what proportion of cases for the violation of the liquor law are laid on file in the superior courts, and whether any legislation is necessary to secure a better enforcement of said laws in said court.

By Mr. O'Connor of Boston, from the same committee, leave to withdraw, on the petition of Lucian Drury and others, for a prohibitory law, and several petitions in aid of the same.

Prohibitory  
law.

[Messrs. Merriam and Cate of the Senate, and Messrs. Lincoln of Raynham, and Stetson of Hanson, dissent from each of the four last-named reports.]

Severally read, and placed in the orders of the day for to-morrow.

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savings-bank  
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Double  
taxation —  
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By the same gentleman from the same committee, that the Bill (on leave) concerning the taxation of mortgaged property ought not to pass. [Messrs. Hastings of Worcester, Sowdon of Boston, Dickinson of Granville, and Stanley of Attleborough dissent, and recommend the passage of a Bill relieving property from double taxation in certain cases.]

Taxation of  
mortgaged  
property.

By Mr. Scott of Lexington, from the committee on Probate and Chancery, that the Bill (on leave) in amendment of chapter 118 of the General Statutes relating to insolvency ought not to pass.

Insolvency.

Severally placed in the orders of the day, the question, in each case, being on the rejection of the bill.

By Mr. Hastings of Worcester, from the committee on Taxation, inexpedient to legislate, on an order relative to the collection and assessment of taxes. Read; and, on motion of the same gentleman, the report was laid on the table, under suspension of the rule.

Collection and  
assessment of  
taxes.

Allegheny-  
river Oil  
Company.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to revive and continue the charter of the Allegheny-river Oil Company for certain purposes ought to pass.

Notice in in-  
solvency cases.

By Mr. Wardwell of Peabody, from the committee on Probate and Chancery, that the Senate Bill relating to publication of notice in insolvency cases ought to pass.

Appeals from  
probate courts.

By Mr. Callender of Boston, from the same committee, that the Senate Bill to amend the law relating to appeals from probate courts ought to pass.

Chelsea,  
Northampton,  
and Brockton.

By Mr. Fitz Gerald of Boston, from the committee on Finance, that the Senate Resolve re-imbursing the city of Chelsea and the towns of Northampton and Brockton, for payments made on account of rent of armories, ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

Mark Pickering.

By Mr. Desmond of Boston, from the committee on Claims, on a petition, a Resolve in favor of Mark Pickering.

John Donnelly.

By Mr. Bates of North Brookfield, from the same committee, on a petition, a Resolve in favor of John Donnelly.

Severally read, and referred under the rule to the committee on Finance.

Mechanics'  
liens.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the House should concur with the Senate in the amendments adopted by that branch to the House Bill to amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts and trial-justices, to enforce mechanics' liens. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate, as recommended by the committee.

Estates of insol-  
vent debtors.

By Mr. Tucker of Boston, from the committee on Probate and Chancery, on an order adopted Jan. 8, a Bill concerning estates of insolvent debtors.

Bonds to dis-  
solve attach-  
ments.

By Mr. Scott of Lexington, from the same committee, on an order, a Bill to amend chapter 68 of the Acts of the year 1875 relative to bonds to dissolve attachments and in writs of review.

Clerks for  
registers of  
probate.

By Mr. Pickman of Lowell, from the same committee, on an order relative to amending the insolvent law adopted Jan. 8, in part, a Bill relating to clerical assistance of registers of probate and insolvency, and establishing the compensation for the same.

By Mr. McGeough of Boston, from the same committee, on an order relative to the allowance of probate accounts, and an order relative to amending the law relating to the settlement of the accounts of trustees and guardians, a Bill in relation to probate accounts.

Probate accounts.

By Mr. Hartshorn of Worcester, from the committee on Agriculture, on a bill on leave, a Bill for the further protection of fish and game.

Fish and game.

By Mr. Pynchon of Springfield, from the same committee, on the report of the commissioners on contagious diseases among cattle, a Bill in relation to the appraisal of animals diseased with glanders or farcy.

Glanders or farcy.

By Mr. Stone of Winchester, from the committee on Banks and Banking, on a bill on leave, a Bill to incorporate the International Trust Company.

International Trust Company.

By Mr. Thomas of Brookline, from the same committee, on the general order relating to savings banks, in part, a Bill relating to co-operative saving-fund and loan associations.

Co-operative saving-fund and loan associations.

By Mr. Rowe of Rockport, from the committee on the Fisheries, on an order (recommitted), a Bill to amend chapter 82 of the Acts of the year 1874 to protect the rights of owners of ponds.

Private ponds.

By Mr. O'Connor of Boston, from the committee on the Liquor Law, on a bill (recommitted), a Bill to amend chapter 241 of the Acts of the year 1878 relating to innholders and common victuallers.

Innholders.

By Mr. Emery of Lawrence, from the committee on Public Charitable Institutions, on an order, a Bill to amend chapter 190 of the Acts of the year 1878 concerning the settlement of paupers.

Settlement of paupers.

By Mr. Soule of New Bedford, from the committee on Railroads, on an order and several petitions, a Bill concerning the transportation of milk on railroads.

Milk.

By Mr. Osgood of Salem, from the same committee, on the petition of Edward Atkinson, and an order relative to railroads connecting with the Commonwealth's flats at South Boston, a Resolve in relation to the Commonwealth flats at South Boston.

Commonwealth's flats at South Boston.

By Mr. Rice of Charlemont, from the committee on Towns, on several petitions and remonstrances, a Bill to annex a portion of the town of Braintree to the town of Weymouth, and a portion of the town of Weymouth to the town of Braintree.

Braintree and Weymouth.

By Mr. Cushing of Middleborough, from the same committee, on several petitions and remonstrances relative to

Division of Edgartown — Cottage City.

division of the town of Edgartown, a Bill to incorporate the town of Cottage City.

[Messrs. Nickerson of Somerville, and Fiske of Weston, of the committee, dissent, and recommend that the petitioners have leave to withdraw. Mr. Hutchinson of the Senate recommends a new section as a substitute for section 3 of the bill.]

Severally read, and ordered to a second reading.

Safety-valves  
and vacuum-  
brakes.

By Mr. Osgood of Salem, from the committee on Railroads, on orders, a resolution relative to the prevention of the noise from safety-valves and vacuum-brakes in use on railroads. Read, and placed in the orders of the day for to-morrow.

*Discharged from the Orders.*

District-  
attorneys.

On motion of Mr. Hyde of Boston, the Bill to establish the salaries of the district-attorneys, the assistant district-attorneys, and the clerk of the district-attorney for the Suffolk District, was discharged from the orders of the day, and was recommitted, on his further motion, to the committee on Retrenchment.

Estates of insol-  
vent debtors.

On motions of Mr. Hastings of Worcester, the report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation making the estate of an insolvent debtor liable for wages due certain operatives, was discharged from the orders of the day, and was postponed for further consideration until to-morrow, pending a motion of the same gentleman to amend by substituting a Bill relating to the division of the estate of insolvent debtors.

Chatham  
fisheries.

On motion of Mr. Smith of Chatham, the report of the committee on the Fisheries, leave to withdraw, on the petition of the selectmen of the town of Chatham, for an act to protect the shell and eel fisheries of said town, was discharged from the orders of the day, and, on further motion of the same gentleman, was laid on the table.

Suffolk county  
courts.

On motion of Mr. Callender of Boston, the Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea, was discharged from the orders of the day. The bill was read a second time. A motion of Mr. Callender to refer the bill to the committee on the Judiciary was lost, and, on motion of Mr. Kelley of Cambridge, the bill was restored to its place in the orders of the day; the question being on ordering to a third reading.

*Orders of the Day.*

**Reports:**

Of the committee on Federal Relations, inexpedient to legislate, on an order relative to a substitute for the national bankrupt law; Orders of the day.

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to deposit of impurities injurious to fish; and

Of the committee on Printing, inexpedient to legislate, on an order relative to printing five hundred sets, or more, of the colonial records of the State of Massachusetts;

Were severally accepted, and sent up for concurrence.

The report of the committee on Claims, leave to withdraw, on the petition of Dennis Carney, for State aid, was accepted in concurrence.

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation to enable trustees in this Commonwealth to pay over their trust funds to trustees in another state or country, was accepted.

**Bills:**

For the better protection of the fishery of the Nine-Mile-Pond Fishing Company;

Concerning the fee for certificates of insanity;

To enable the park commissioners of the city of Boston to purchase estates abutting on Jamaica Pond;

To amend chapter 321 of the Acts of the year 1871 in relation to the discharge of persons confined as insane;

Concerning the commitment of lunatics to hospitals;

Concerning trusts created by will;

To amend chapter 83 of the General Statutes regulating the taking of shell-fish; and

To amend "An Act relating to public warehouses;" and

**Resolves:**

In relation to the use of signals on railroads; and

In relation to Back Bay lands and sewerage;

Were severally read a second time, and ordered to a third reading.

The Bill to annex a portion of the town of Dracut to the city of Lowell was further considered, and ordered to a third reading.

The Bill to amend chapter 49 of the General Statutes relating to the inspection and packing of fish was further

considered. The pending amendments moved by Mr. Nickerson of Somerville were rejected; those moved by Messrs. Litchman of Marblehead, and Donnell of Chelsea, were adopted; that moved by Mr. Howland of Plymouth was withdrawn by general consent. Further amendments, moved by Messrs. Nickerson of Somerville, and Lewis of Provincetown, were adopted, and the bill as amended was ordered to a third reading.

The motion of Mr. Whitney of Stow, to reconsider the vote whereby the Bill to authorize the incorporation of Roman-Catholic churches was passed to be engrossed, was carried. Pending the recurring question on engrossment, the bill was amended on motion of Mr. Whitney, and as amended was again passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The motion of Mr. Tufts of Boston, to reconsider the vote whereby the Bill to preserve the purity of elections was passed to be engrossed, was withdrawn by that gentleman by general consent.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to exempting stocks in foreign corporations from taxation, was further considered. The pending motion of Mr. Thomas of Brookline, to amend by substituting a bill, was rejected, and the report was accepted, and sent up for concurrence.

The Bill to incorporate the Fall-River Insurance Brigade was read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To authorize a lease of the Boston and Chelsea Rail road, and to extend the charter thereof; and

To incorporate the Phoenix Brewing Company of Lawrence;

Were severally read a third time, and passed to be engrossed in concurrence.

At 5.45 adjourned.

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THURSDAY, March 6, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Lawrence of Pepperell, petition of John H. Lawrence and others, for a prohibitory law. Liquor Law.

By Mr. Crocker of Brewster, remonstrance of John Kenrick and others, against the passage of an act to regulate the shell and eel fisheries of the town of Chatham. Chatham fisheries.

By Mr. Callender of Boston, remonstrance of William Gaston and others, against the abolition of the office of clerk of the police or municipal courts in Suffolk County. Suffolk-county courts.

Severally placed on file.

*Papers from the Senate.*

The following order was, at the request of Mr. Osgood of Salem, laid over until to-morrow: Joint Rule No. 1.

*Ordered,* That Messrs. White of Suffolk, Dean of Berkshire, and Blaney of Essex, with such as the House may join, be a committee to consider the expediency of amending joint Rule No. 1 so as to provide for a joint committee on Finance or Expenditure, to which shall be referred all bills and resolves involving the expenditure of public money, or in any manner affecting the financial interests of the Commonwealth.

A remonstrance of Benjamin Worcester and 50 others, against the petition of the Massachusetts Central Railroad, was referred in concurrence to the committee on Railroads. Massachusetts Central Railroad.

A report of the committee on Constitutional Amendments, inexpedient to legislate, on an order relative to the abolition of the Governor's Council, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Governor's Council.

A Bill concerning the care of abandoned and abused children, being a new draft of a House Bill with a similar title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Abandoned children.

A Resolve to re-imburse the city of Boston for abating a nuisance (reported on a petition), passed to be engrossed by the Senate, was read, and referred to the committee on Finance. Boston nuisance.

*Bills:*

In relation to certain foreign insurance companies (reported on an order); Foreign insurance companies.



Highland  
Street-railway.

To authorize the Highland Street-railway Company to obtain locations of tracks in the town of Brookline (reported on a petition) ;

Adjutant-  
general.

To establish the salaries of the adjutant-general and the several employés in the military department (reported on various matters relating to retrenchment) ;

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the last-named bill.

Lancaster Rail-  
road Company.

The House Bill concerning the Lancaster Railroad Company came down from the Senate passed to be engrossed in concurrence, with certain amendments, in which the House concurred under a suspension of the rule.

Extension of  
time of com-  
mittees.

Several orders relative to extending the time for reports of the committees on Agriculture, Banks and Banking, Constitutional Amendments, Hoosac Tunnel and Troy and Greenfield Railroad, Insurance, Labor, Military Affairs, Retrenchment, Towns, and Woman Suffrage, were laid on the table, on motion of Mr. Osgood of Salem, the question being on concurring with the Senate in their adoption.

#### *Introduced on Leave.*

Cummington.

By Mr. Barrus of Goshen, a Bill to authorize the town of Cummington to raise money for celebrating the centennial anniversary of the incorporation of said town.

Barnstable.

By Mr. Lovell of Barnstable, a Bill to legalize the action of the town-meeting of Barnstable held March 3, 1879.

Severally read, and referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

#### *Bill Enacted.*

Bill enacted.

An engrossed Bill to authorize the town of North Reading to pay certain bounties (which originated in the House) was passed to be enacted, signed, and sent to the Senate.

#### *Discharged from the Orders.*

Fanny Ross.

On motion of Mr. Kelley of Cambridge, the report of the committee on Claims, leave to withdraw, on the petition of Fanny Ross, for State aid, was discharged from the orders of the day, and, on further motion of the same gentleman, was recommitted to the committee.

On motions of Mr. Hastings of Worcester, the bills (on leave):

Concerning the taxation of mortgaged property; and  
Relieving property from double taxation in certain cases; Mortgaged property.  
Double taxation.

Were severally discharged from the orders of the day, and, on further motions of the same gentleman, were severally postponed for further consideration until Wednesday next, to be placed first in the orders of the day for that day, the question in each case being on the rejection of the bill.

On motion of Mr. Pickman of Lowell, the Bill relating to clerical assistance of registers of probate and insolvency, and establishing the compensation for the same, was discharged from the orders of the day. The bill was read a second time, and, on further motion of Mr. Pickman, was referred to the committee on Retrenchment, and sent up for concurrence in the reference. Registers of probate.

On motion of Mr. Osgood of Salem, the resolution relative to the prevention of the noise from safety-valves and vacuum-brakes in use on railroads was discharged from the orders of the day. It was then adopted, and sent up for concurrence. Safety-valves.

### *Reports of Committees.*

By Mr. Paine of Oxford, from the committee on Federal Relations, leave to withdraw, on the petition of Frederick Robinson and others, that the Legislature instruct our senators, and request our representatives in Congress, to favor such legislation as will take from the national banks their currency, and substitute therefor a full legal-tender currency of our nation. Greenbacks.

By Mr. Ames of Wakefield, from the committee on Public Health, inexpedient to legislate, on an order relative to repealing or amending chapter 165 of the Acts of the year 1875 concerning a further supply of water for the city of Cambridge. Cambridge water-supply.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Ware of Milton, from the committee on the Judiciary, that the Senate Bill requiring cities and towns to record in county registries of deeds a description of land taken for highways and other purposes, and of lands assessed for betterments, ought to pass in a new draft, Records of lands taken.

with the following title: "Bill requiring a description of lands taken for streets, ways, and sewers, to be recorded in registries of deeds."

Ten-hour law.

By Mr. Mellen of Worcester, from the committee on Labor, on an order, and a petition of Alexander M. Dallas and others that the word "wilfully" be struck out of chapter 221 of the Acts of the year 1874, a Bill to amend "An Act to regulate the hours of labor in manufacturing establishments."

Massachusetts  
Central Rail-  
road.

By Mr. Gaylord of Northampton, from the committee on Railroads, on several petitions and remonstrances, a Bill in relation to the Massachusetts Central Railroad Company.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the  
day.

The report of the committee on Probate and Chancery, inexpedient to legislate on an order relative to legislating, so as to reduce the fees, and costs of proceedings, in courts of insolvency, was accepted.

#### Reports:

Of the committee on Agriculture, inexpedient to legislate, on an order relative to the killing of animals abandoned by their owners; and

Of the committee on Education, no legislation necessary, on part of the report of the trustees of the Massachusetts Agricultural College;

Were severally accepted, and sent up for concurrence.

The report of the committee on Claims, leave to withdraw, on the petition of Adelia T. Jones, for State aid, was accepted in concurrence.

The Bill (on leave) relating to taxation of savings-bank deposits was rejected, as recommended by the committee on Taxation.

The Bill (on leave) in amendment of chapter 118 of the General Statutes relating to insolvency was rejected, as recommended by the committee on Probate and Chancery.

The House concurred in the Senate amendments to the Bill to amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens, as recommended by the committee on the Judiciary, and the bill was returned to the Senate indorsed accordingly.

**Bills :**

For the protection of the eel-fisheries in the town of Edgartown ;

To amend chapter 68 of the Acts of the year 1875 relative to bonds to dissolve attachments and in writs of review ;

In relation to the appraisal of animals diseased with glanders or farcy ;

To amend chapter 190 of the Acts of the year 1878 concerning the settlement of paupers ;

Concerning the transportation of milk on railroads ;

To amend chapter 82 of the Acts of the year 1874 to protect the rights of owners of ponds ;

In relation to probate accounts ;

Relating to co-operative saving-fund and loan associations ;

Concerning estates of insolvent debtors ;

To incorporate the International Trust Company ;

Relating to publication of notice in insolvency cases ;

To revive the charter of the Fall-River Street-railway Company, and to authorize the issue of bonds ; and

To revive and continue the charter of the Allegheny-river Oil Company for certain purposes ; and a

Resolve re-imbursing the city of Chelsea and the towns of Northampton and Brockton, for payments made on account of rent of armories ;

Were severally read a second time, and ordered to a third reading.

**Bills :**

For the better protection of the fishery of the Nine-Mile-Pond Fishing Company ; and

To amend chapter 321 of the Acts of the year 1871 in relation to the discharge of persons confined as insane ; and a

Resolve in relation to the use of signals on railroads ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To amend chapter 83 of the General Statutes regulating the taking of shell-fish ; and

To amend "An Act relating to public warehouses ;" and

Resolves in relation to Back-Bay lands and sewerage ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons was further considered, and after extended debate was ordered to a third reading.

At 5.40 adjourned.

FRIDAY, March 7, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Assessors and  
school commit-  
tees.

By Mr. Aldrich of Deerfield, petition of the town of Deerfield, for amendment of the laws relative to the pay of assessors and school committees. Referred to the committee on Retrenchment.

Woman  
suffrage.

By Mr. Hill of Boston, petition of Sarah D. Knowles and 92 others, for woman suffrage. Referred to the committee on Constitutional Amendments.

Savings-bank  
deposits.

By Mr. Ladd of Springfield, petition of the officers of the Springfield Institution for Savings and other savings banks, that so much of the deposits in savings banks as is invested in United-States bonds may be exempted from taxation. Referred to the committee on Banks and Banking.

Severally sent up for concurrence.

*Papers from the Senate.*

Reports:

Baptist Church  
in Hancock.

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of the Baptist Church in Hancock, for authority to hold property to the amount of five thousand dollars;

Of the committee on Public Health, inexpedient to legislate;

Reservoirs  
and ponds in  
Boston.

On an order relative to the better protection and preservation of the reservoirs and ponds within the city of Boston; and

Pollution of  
water-supply.

On an order relative to amending chapter 183 of the Acts of the year 1878 relative to the pollution of rivers, streams, and ponds used as sources of water-supply; and

Leave to withdraw, on the petition of the city of Boston, for the further protection of Lake Cochituate, and remonstrances against the same; and

Lake  
Cochituate.

Of the committee on Taxation, inexpedient to legislate, on an order relative to codifying the laws in relation to the assessment and collection of taxes, and the redemption of estates sold for taxes;

Codification of  
tax-laws.

Severally accepted by the Senate, were severally read, and placed in the orders of the day for Monday.

Reports of the committee on Public Charitable Institutions, no legislation necessary:

Reports.

On the twenty-fifth annual report of the trustees of the State Lunatic Hospital at Taunton;

On the report of the trustees of the State Industrial School for Girls at Lancaster; and

On the twenty-fifth annual report of the Inspectors of the State Workhouse at Bridgewater;

Severally accepted by the Senate, were severally read, and accepted in concurrence under suspension of the rule.

The report of the committee of Conference, on the matter of difference between the two branches in relation to the reference of the petitions of Patrick McCarty, for back State aid, and Thomas F. Newton, for payment for certain military services, recommending that the House recede from its reference to the committee on Military Affairs, and that said petitions be referred to the committee on Claims, accepted by the Senate, was read, and accepted in concurrence under suspension of the rule.

P. McCarty and  
T. F. Newton.

A Bill relating to receipts and expenditures of the Troy and Greenfield Railroad and Hoosac Tunnel (reported on an order); and a

Tunnel  
accounts.

Resolve in relation to the employment by railroad corporations of persons afflicted with color-blindness (reported on an order);

Color-blindness.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

### *Order.*

The Senate order laid over from yesterday, relative to a joint committee on Finance or Expenditure, was amended, on motion of Mr. Osgood of Salem, by substituting a new order as follows:

Joint Rule  
No. 1.

*Ordered*, That joint Rule No. 1 be amended by inserting after the word "Education" the words, "a committee on

Noyes of Boston, Howland of Plymouth, Webber of Cambridge, Adams of Amesbury, and Bennett of Lowell, was, on motion of Mr. Noyes of Boston, postponed for further consideration until Monday, the question being on ordering it to a third reading.

The Bill to establish a board of commissioners of prisons was further considered, and was, on motion of Mr. Noyes of Boston, referred to the committee on Finance, pending the question on ordering to a third reading, and the consideration of amendments moved by Messrs. Ladd of Springfield, Litchman of Marblehead, Hill of Boston, and Clark of Petersham.

The House concurred with the Senate in the amendments to the Bill in addition to "An Act in relation to savings banks and institutions for savings."

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation making the estate of an insolvent debtor liable for wages due certain operatives, was considered. The pending motion of Mr. Hastings of Worcester to amend by substituting a "Bill relating to the division of the estates of insolvent debtors" was carried; and the bill, having been read once, was placed in the orders of the day for Monday for a second reading.

The Bill to establish the salary of the inspector and assayer of liquors was further considered. A motion of Mr. Crowley of Boston, to amend by substituting a "Bill to repeal section 21 of chapter 99 of the Acts of the year 1875 regulating the sale of intoxicating liquors," was carried, and the bill as amended was ordered to a third reading.

The Bill in relation to certain conditions in the policies of insurance companies doing business in this State was further considered, amended on motions of Mr. Maynard of Springfield, and ordered to a third reading.

#### Bills:

Requiring a description of lands taken for streets, ways, and sewers, to be recorded in registries of deeds;

To incorporate the Massachusetts Public Health Association (amended on motion of Mr. Ladd of Springfield);

To punish persons retaining property obtained by crime, after conviction thereof;

To amend the law relating to appeals from probate courts; and

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In relation to certain foreign insurance companies ; and a  
Resolve in relation to the discrimination in fare on  
branch railroads ;

Were severally read, and ordered to a third reading.

Bills :

Relating to proof of foreign wills ;

To amend chapter 68 of the Acts of the year 1875  
relative to bonds to dissolve attachments and in writs of  
review ;

To amend chapter 190 of the Acts of the year 1878  
concerning the settlement of paupers ;

Concerning the transportation of milk on railroads ;

To amend chapter 82 of the Acts of the year 1874 to  
protect the rights of owners of ponds ;

In relation to probate accounts ; and

Relating to co-operative saving-fund and loan associa-  
tions ;

Were severally read a third time, passed to be engrossed,  
and sent up for concurrence.

Bills :

To amend chapter 49 of the General Statutes relating  
to the inspection and packing of fish ;

To abolish the bureau of the surgeon-general ;

Relating to publication of notice in insolvency cases ;

To revive the charter of the Fall-River Street-railway  
Company, and to authorize the issue of bonds ;

To revive and continue the charter of the Allegheny-  
river Oil Company for certain purposes ; and a

Resolve re-imbursing the city of Chelsea and the towns  
of Northampton and Brockton, for payments made on  
account of rent of armories ;

Were severally read a third time, and passed to be en-  
grossed in concurrence, the bill first named being sent up  
for concurrence in an amendment adopted by the House.

At 5.30 adjourned.

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MONDAY, March 10, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.



*Petition Presented.*

Glanders. By Mr. Pynchon of Springfield, petition of A. Nason and others, against the passage of a law authorizing payments for horses diseased with glanders. Placed on file.

*Taken from the Table.*

Morning sessions. On motion of Mr. Noyes of Boston, the order relative to morning sessions was taken from the table, amended on his further motion to read March 13, instead of March 6, and adopted.

*Papers from the Senate.*

Reports of the committee on Education, inexpedient to legislate:

Hiring teachers. On an order relative to amending the laws authorizing the hiring of teachers for our public schools by prudential committees; and

School-district system. On an order relative to abolishing the school-district system; and

Of the committee on Street Railways, inexpedient to legislate:

Heavy teams in Boston. On an order relative to the passage of heavy teams or carriages through the streets of the city of Boston; and

Elevated rail-roads. On an order relative to the building of street railroads so that said railroads shall be covered or bridged over;

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

Report of Board of State Charities. The report of the committee on Public Charitable Institutions, no legislation necessary, on the annual report of the Board of State Charities, accepted by the Senate, was read, and accepted in concurrence under suspension of the rule.

Birds, game, etc. A Bill for the protection and preservation of birds, birds' eggs, deer, and game (reported on petitions), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Witnesses. A Bill in relation to witnesses, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Westfield dike. The House Bill to authorize the construction of a dike in the town of Westfield came down, passed to be engrossed in concurrence, with certain amendments, which were referred under the rule to the committee on the Judiciary.

A Bill to provide for supplying the State Prison at Concord with pure water (reported on a portion of the report of the Board of Inspectors of Prisons), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

New State Prison.

A Bill to amend chapter 109 of the General Statutes relating to guardians and wards, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery.

Guardians and wards.

Notice was received from the Senate that the "Bill relative to first offence of drunkenness" had been rejected in that branch.

Drunkenness.

*Reports of Committees.*

By Mr. Marsh of Quincy, from the committee on Railroads, leave to withdraw, on the petition of the Boston and Mystic-Valley Railroad, for authority to extend its road.

Mystic-Valley Railroad.

By Mr. Tucker of Boston, from the same committee, inexpedient to legislate, on an order relative to liens on property of railroads.

Liens on railroads.

By Mr. Gaylord of Northampton, from the committee on Retrenchment:

Inexpedient to legislate, on an order relative to the number and pay of the railroad commissioners and the duties of the clerk and accountant of the board; and

Railroad commissioners.

No legislation necessary, on the statement from the clerk of the board of railroad commissioners relative to the number of days' service rendered by each of said commissioners each year for the past six years.

Ibid.

By Mr. Hyde of Boston, from the same committee, inexpedient to legislate, on an order relative to so amending the law, that the several district-attorneys shall act as county-attorneys in their several districts, and fix their compensation therefor.

District-attorneys.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Gaylord of Northampton, from the same committee, that the Bill (on leave) to amend chapter 408 of the Acts of the year 1869 establishing a board of railroad commissioners ought not to pass. Placed in the orders of the day, the question being on its rejection.

Railroad commissioners.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the Bill (on leave) to authorize the

Cumington.

town of Cummington to raise money for celebrating the centennial anniversary of the incorporation of said town ought to pass.

Barnstable.

By Mr. Russell of Boston, from the same committee, that the Bill to legalize the action of the town-meeting of Barnstable held March 3, 1879, ought to pass.

J. Donnelly.

By Mr. Hill of Boston, from the committee on Finance, that the Resolve in favor of John Donnelly ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

Bonds of town.  
treasurers.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill concerning the bonds of town treasurers and collectors ought to pass in a new draft with the same title.

Stopping of  
trains.

By Mr. Osgood of Salem, from the committee on Railroads, on the tenth annual report of the board of railroad commissioners, in part, a Bill concerning the malicious stopping of trains on railroads.

Testimony  
before railroad  
commissioners.

By Mr. Tucker of Boston, from the same committee, on the tenth annual report of the board of railroad commissioners, in part, a Bill to authorize the Superior Court to compel the attendance of witnesses, and the giving testimony before the railroad commissioners.

Mark Pickering.

By Mr. Ladd of Springfield, from the committee on Finance, that the Resolve in favor of Mark Pickering ought to pass in a new draft with the same title.

Railroad com-  
missioners.

By Mr. Gaylord of Northampton, from the committee on Retrenchment, on a portion of the Governor's address, and an order relative to the consolidation of the land and harbor commissions, in part: a Resolve directing the board of railroad commissioners to report to the next Legislature certain facts in relation to the duties and proper apportionment of the expenses of said board; and a

Harbor, land,  
and railroad  
commissioners.

Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners.

District attor-  
neys, Suffolk  
District.

By Mr. Hyde of Boston, from the same committee, that the Bill (recommitted) to establish the salaries of the district-attorneys and the assistant district-attorneys, and the clerk of the district-attorney, for the Suffolk District, ought to pass in a new draft with the same title.

Severally read, and ordered to a second reading, Rule 42 having been suspended in the case of each of the two bills last named.

*Orders of the Day.*

The report of the committee on Railroads, on the part of the House, on an order requesting them to summon before them the clerk of railroad commissioners, and examine how far he has kept a faithful record, was accepted. Orders of the day.

**Reports:**

Of the committee on the Liquor Law, inexpedient to legislate, on an order relative to the disposal of defaulted liquor cases ; and

Of the committee on Labor, inexpedient to legislate, on an order relative to contracts for labor in prisons and houses of correction ;

Were severally accepted, and sent up for concurrence.

**Reports:**

Of the committee on Education, leave to withdraw, on the petition of Jeremiah Spofford and others, for the abolition of the State Normal Schools ;

Of the committee on Parishes and Religious Societies, leave to withdraw, on the petition of the Baptist Church in Hancock, for authority to hold property to the amount of five thousand dollars ;

Of the committee on Public Health, inexpedient to legislate :

On an order relative to the better protection and preservation of the reservoirs and ponds within the city of Boston ;

On an order relative to amending chapter 188 of the Acts of the year 1878 relative to the pollution of rivers, streams, and ponds used as sources of water-supply ; and

Leave to withdraw, on the petition of the city of Boston, for the further protection of Lake Cochituate, and remonstrances against the same ; and

Of the committee on Taxation, inexpedient to legislate, on an order relative to codifying the laws in relation to the assessment and collection of taxes ;

Were severally accepted in concurrence.

**Bills:**

Relative to the better protection of fisheries in the town of Westport ;

To preserve the purity of the water-supply of the city of Springfield (amendments moved by Mr. Ladd of Springfield being ruled out as not germane to the bill) ;

To authorize the Highland Street-railway Company to obtain locations of tracks in the town of Brookline ;

Relating to the division of the estates of insolvent debtors; and

Relating to receipts and expenditures of the Troy and Greenfield Railroad and Hoosac Tunnel; and a

Resolve relating to improvements at the State Prison in Concord;

Were severally read a second time, and ordered to a third reading.

**Bills:**

In addition to "An Act concerning offences against chastity, morality, and decency;"

For the protection of the eel-fisheries in the town of Edgartown;

Concerning estates of insolvent debtors;

To incorporate the International Trust Company;

Requiring a description of lands, taken for streets, ways, and sewers, to be recorded in registries of deeds;

To punish persons retaining property obtained by crime, after conviction thereof; and a

Resolve in relation to the discrimination in fare on branch railroads;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To amend the law relating to appeals from probate courts; and

In relation to certain foreign insurance companies;

Were severally read a third time, and passed to be engrossed in concurrence.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to legislation fixing the rate of fare for passengers upon railroads in the State at a sum not exceeding two cents per mile, was considered. The pending motion of Mr. Litchman of Marblehead, to amend by substituting a bill modified, by general consent, to include the amendment moved by Mr. Brown of Salem, and otherwise, was rejected by a vote of 32 to 97; and the report was accepted, and sent up for concurrence.

The Bill to provide for the more accurate registration of vital statistics was further considered. The amendment moved by Mr. McGeough of Boston to the first section was adopted. The amendment moved by the same gentleman, to insert a new section 2, was modified by him, and adopted. The amendment moved by the same gentleman,

to insert a new section 3, was rejected by a tie vote. Mr. McGeough then called for the yeas and nays, which were ordered; and, the roll being called, it was rejected by a vote of 76 yeas to 107 nays, as follows:—

YEAS.

**Messrs.** Aldrich, Charles P.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Beebe, Eleazer S.  
Beeching, Richard.  
Bennett, James W.  
Bennett, Joseph.  
Bigelow, Francis.  
Bond, George H.  
Burke, William J.  
Callender, Edward B.  
Carberry, William H.  
Coleman, Lewis.  
Crocker, Charles T.  
Crocker, Elisha, jun.  
Crowley, Jeremiah J.  
Cummings, John W.  
Darling, Homer W.  
Davis, Joseph W.  
Day, Thomas H.  
Desmond, Cornelius.  
Donnell, Elbridge C.  
Flood, John T.  
Foss, William A.  
Fowler, Francis E.  
Glover, George D.  
Henry, Neil.  
Hoar, William M.  
Holbrook, Jonathan.  
Hollis, Freeman.  
Howland, Charles H.  
James, John F.  
Joyce, John.  
Kelley, Joseph J.  
Kimball, D. Smith.  
Leary, Frank D.  
Leonard, Marcus.  
Litchfield, William C.

**Messrs.** Litchman, Charles H.  
Loring, Chauncy.  
Lyon, William.  
Marsh, Edwin W.  
Mather, Benj. F., jun.  
Maynard, Elisha B.  
McCafferty, Matthew J.  
McCulloch, Leonard.  
McGeough, James A.  
McGlynn, Patrick M.  
McMahon, John F.  
Mellen, James H.  
Murphy, Patrick F.  
Nichols, Joseph J.  
O'Connor, Dennis.  
O'Neil, Joseph H.  
Paine, Samuel C.  
Pinkham, Daniel R.  
Pratt, Edwin B.  
Proctor, William P.  
Quigley, James L.  
Rich, Stephen.  
Roach, Richard.  
Robinson, Amasa C.  
Rowe, Amos.  
Sanders, William.  
Savery, William.  
Scott, Augustus E.  
Seeley, Montessor S.  
Shipman, Jonathan E.  
Smith, Joseph.  
Spillane, Timothy B.  
Stuart, William J.  
Thayer, Tyler.  
Trussell, Rufus.  
Tufts, Arthur W.  
Wentworth, Charles A.  
Wood, David F.

NAYS.

**Messrs.** Adams, Albert S.  
Ames, Azel, jun.

**Messrs.** Baker, John I.  
Barrus, Alvan.

|                                   |                                        |
|-----------------------------------|----------------------------------------|
| <b>Messrs.</b> Bates, Theodore C. | <b>Messrs.</b> Morton, Elb'ge G., jun. |
| Blake, J. Albert.                 | Morton, Frank H.                       |
| Bolles, Matthew.                  | Moulton, Jesse.                        |
| Brackett, John Q. A.              | Nickerson, Richard E.                  |
| Bradstreet, Dudley.               | Norton, John B.                        |
| Brigham, George O.                | Noyes, Charles J.                      |
| Brooks, William A.                | Osgood, Charles S.                     |
| Brown, Horace.                    | Paige, Lucius R.                       |
| Brown, William H.                 | Park, George W.                        |
| Bulloch, Andrew.                  | Peabody, John W.                       |
| Clark, Joel C.                    | Pickman, John J.                       |
| Clark, Wilder P.                  | Prescott, Charles J.                   |
| Clarke, Henry S.                  | Pynchon, William.                      |
| Coggin, William S.                | Randall, David.                        |
| Converse, Elisha S.               | Ranlett, Charles E.                    |
| Crosby, Isaac N.                  | Reed, John D.                          |
| Crowell, Edward P.                | Reed, William, jun.                    |
| Cushing, Matthew H.               | Rice, J. M.                            |
| Damon, Samuel R.                  | Rice, Leonard B.                       |
| Eastabrooks, James E.             | Ricketts, William J.                   |
| Emery, Levi.                      | Rockwell, Francis W.                   |
| Ferson, Charles H.                | Russell, Thomas.                       |
| Fish, Isaiah.                     | Sampson, George T.                     |
| Glines, Jacob T.                  | Sargent, Edmund P.                     |
| Hale, Edwin B.                    | Sheldon, Henry S.                      |
| Hall, Eben A.                     | Sherburne, John H.                     |
| Hart, John W.                     | Smyth, William A. S.                   |
| Hartshorn, Calvin L.              | Soule, Rufus A.                        |
| Hastings, Thomas J.               | Sparrow, James H.                      |
| Hill, Hamilton A.                 | Stanley, John.                         |
| Hines, Francis E.                 | Stone, Josiah F.                       |
| Hooper, John H.                   | Sweetser, John.                        |
| Horton, Nathaniel A.              | Thayer, Edward F.                      |
| Humphrey, Robert.                 | Thomas, Edward I.                      |
| Hyde, Henry D.                    | Tilden, William S.                     |
| Ingraham, William H.              | Tucker, Payson E.                      |
| Johnson, Henry A.                 | Wadlin, Daniel H.                      |
| Kimball, Albert.                  | Walker, Joseph H.                      |
| Ladd, Charles R.                  | Wardwell, Henry.                       |
| Lawton, James M.                  | Ware, Horace E.                        |
| Levy, Samson.                     | Warren, Alonzo.                        |
| Lincoln, C. S.                    | Warren, Orrin.                         |
| Locke, James L.                   | Webber, Alonzo C.                      |
| Lovell, Andrew.                   | Webster, Abel.                         |
| Lowther, George W.                | Whitney, Edwin.                        |
| Macomber, William P.              | Whittemore, Jonathan.                  |
| Magee, James P.                   | Wiggin, William H.                     |
| Monroe, Alfred C.                 | Wilde, Joseph D.                       |
| Montague, Royal M.                | Wiswell, Joseph.                       |
| Morse, Leander B.                 | Witherell, William D.                  |

Messrs. Wonson, Charles H.    Messrs. Wright, Francis W.  
Woodbury, George D.

Yeas, 76; nays, 107.

Other pending amendments were withdrawn, and the bill as amended was ordered to a third reading.

The Bill making provision for dividing the State into districts for school supervision, and electing superintendents for the same, was read a second time, and, pending the question on ordering to a third reading,

The House at 5.15 adjourned.

TUESDAY, March 11, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

The tenth annual report of the State Board of Health was received, and referred under the 20th joint Rule to the next General Court.

Board of Health.

*Petition Presented.*

By Mr. Murray of Holyoke, petition of E. A. Johnson and others, that so much of the deposits in savings banks as are invested in United-States bonds may be exempt from taxation. Referred to the committee on Banks and Banking, and sent up for concurrence.

Savings-bank deposits.

*Papers from the Senate.*

A Bill to confirm and make valid the election and organization of the trustees of the Egleston-square Methodist-Episcopal Church in Boston, introduced on leave in the Senate, was read, and referred in concurrence, under a suspension of the 20th joint Rule, to the committee on Parishes and Religious Societies.

Egleston-square Methodist-Episcopal Church.

A Bill to create a State board of health, lunacy, and charity (reported on a portion of the Governor's address, and a bill on leave); and a

State board of health, lunacy, etc.

Resolve in relation to the claim of Joshua B. Smith (reported on a petition);

J. B. Smith.

Severally passed to be engrossed by the Senate, were severally read, and referred under the rule to the committee on Finance.



**Bills:****South Boston flats.**

In relation to the Commonwealth's flats at South Boston (reported, in part, on the second annual report of the board of land commissioners);

**Taunton and Berkley.**

To set off a part of the city of Taunton to the town of Berkley (reported on several petitions and remonstrances);

**Worcester Continentals.**

To incorporate the Worcester Continentals (reported on a petition);

**Squantum free bridge.**

To extend the time and to amend the act for building the Squantum free bridge (reported on a petition); and

**Purity of water-supply.**

To preserve the purity of the water-supply of towns and cities (reported, in part, on the Senate order adopted Feb. 4);

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

*Reports of Committees.*

By Mr. Sparrow of Cambridge, from the committee on Labor:

**Free town-halls.**

Leave to withdraw, on the petition (recommitted) of P. O'Toole and others, for a law providing that town-halls shall be free for certain public meetings; and

**Free city-halls.**

Inexpedient to legislate, on an order (recommitted) relative to legislation providing for the free use of ward-rooms and city-halls for political purposes.

**Everett and Chelsea.**

By Mr. Thayer of Norwood, from the committee on Towns, reference to next General Court, on the Bill to annex a portion of the town of Everett to the city of Chelsea.

Severally read, and placed in the orders of the day for to-morrow.

**Fanny Ross.**

By Mr. Bryan of Westfield, from the committee on Claims, on a petition (recommitted), a Resolve in favor of Fanny Ross.

**Danvers Hospital.**

By Mr. Prescott of Boston, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the Danvers Lunatic-Hospital.

Severally read, and referred under the rule to the committee on Finance.

**Report harbor commissioners.**

By Mr. Hill of Boston, from the committee on Harbors, no further legislation necessary on the annual report of the harbor commissioners of the Commonwealth.

Read, accepted under suspension of the rule, and sent up for concurrence.

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, in part, a Bill in addition to "An Act making appropriations for expenses authorized in 1878, and for other purposes."

Appropriation  
Bill No. 9.

Read, and ordered to a second reading.

*Taken from the Table.*

The following orders, adopted by the Senate, were taken from the table, and adopted in concurrence :

*Ordered,* That the committee on the Troy and Greenfield Railroad and Hoosac Tunnel be allowed further time to report.

Committee on  
Tunnel.

*Ordered,* That the joint special committee on Retrenchment be allowed further time in which to report on the various matters referred to them.

Committee on  
Retrenchment.

*Discharged from the Orders.*

On motion of Mr. Hartshorn of Worcester, the Bill for the further protection of fish and game was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was recommended to the committee on Agriculture.

Fish and game.

*Bills Enacted, and Resolves Passed.*

Engrossed bills :

Forbidding the detention of poor children in almshouses ;

Bills enacted.

In addition to "An Act in relation to savings banks and institutions for savings ;"

Concerning signs at railroad-stations ;

To fix the salaries of the insurance commissioner, his deputy and clerks ;

Concerning pawnbrokers ; and

Regulating the taking of perch in the town of Plymouth ;  
(Which severally originated in the House) ;

To amend chapter 150 of the General Statutes relative to the jurisdiction of police, district, and municipal courts, and trial-justices, to enforce mechanics' liens ;

To authorize the incorporation of Roman-Catholic churches ;

To amend "An Act relating to public warehouses ;"

Relating to publication of notice in insolvency cases ;

To incorporate the Phoenix Brewing Company of Lawrence ;

To authorize a lease of the Boston and Chelsea Railroad, and to extend the charter thereof ;

To revive the charter of the Fall-River Street-railway Company, and to authorize the issue of bonds ; and

To amend chapter 83 of the General Statutes regulating the taking of shell-fish ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :

In favor of James Melvin (which originated in the House) ;

In relation to Back-Bay lands and sewerage ; and

Re-imbursing the city of Chelsea and the towns of Northampton and Brockton, for payments made on account of rent of armories ;

(Which severally originated in the Senate) ;

Were severally passed, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

Reports of the committee on Retrenchment, inexpedient to legislate :

On an order relative to district-attorneys acting as county-attorneys in their several districts ; and

On an order relative to the number and pay of the railroad commissioners, and the duties of the clerk and accountant of the board ; and

Of the committee on Railroads, leave to withdraw on the petition of the Boston and Mystic-Valley Railroad, for authority to extend its road ;

Were severally accepted, and sent up for concurrence.

Reports :

Of the committee on Education, inexpedient to legislate, on an order relative to amending the laws authorizing the hiring of teachers for our public schools by prudential committees ; and

Of the committee on Street Railways, inexpedient to legislate, on an order relative to the building of elevated street-railroads so that said railroads shall be covered or bridged over ;

Were severally accepted in concurrence.

The report of the committee on Elections, inexpedient to legislate, on an order relative to printing a compilation of the decisions of the House in cases of contested elections, was accepted.

The Resolution relative to amending chapter 186 of the

Acts of the year 1861 known as the Non-forfeiture Law, was adopted, and sent up for concurrence.

The Bill (on leave) to amend chapter 408 of the Acts of the year 1869 establishing a board of railroad commissioners was rejected, as recommended by the committee on Retrenchment.

**Bills :**

To authorize the town of Cummington to raise money for celebrating the centennial anniversary of the incorporation of said town ;

To legalize the action of the town-meeting of Barnstable held March 3, 1879 ; and

To authorize the Superior Court to compel the attendance of witnesses, and the giving testimony before the railroad commissioners ; and

**Resolves :**

In favor of John Donnelly ; and

In favor of Mark Pickering ;

Were severally read a second time, and ordered to a third reading.

**Bills :**

To incorporate the Subterranean Cable Company of Boston (amended on motion of Mr. Tufts of Boston) ; and

To preserve the purity of the water-supply of the city of Springfield ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To authorize the Highland Street-railway Company to obtain locations of tracks in the town of Brookline ; and

Relating to receipts and expenditures of the Troy and Greenfield Railroad and Hoosac Tunnel ; and a

Resolve relating to improvements at the State Prison in Concord ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill making provision for dividing the State into districts for school supervision, and electing superintendents for the same, was further considered. An amendment moved by Mr. William Reed of Taunton was adopted, and, after extended debate, the bill was refused a third reading.

The Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea was further considered. Pending the question on ordering to a third reading, and pending several amendments moved by Messrs. Callender, Hyde, Bennett, Sherburne, and Noyes of Boston, and Hale and Park of Cambridge, it was, on motion of Mr. Fitz Gerald of Boston, postponed for further consideration until to-morrow, and specially assigned for half-past two o'clock on that day.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to inquiring what proportion of cases for the violation of the liquor law are laid on file in the superior courts, was further considered. Mr. Lawrence of Pepperell moved to amend by substituting a "Bill in relation to the prosecution of offences against laws regarding sales of intoxicating liquors;" which was rejected by a vote of 57 to 61. Mr. Jennings of Fall River called for a verification of the vote by yeas and nays, which were ordered; and, the roll being called, the amendment was carried by a vote of 119 yeas to 65 nays, as follows:—

## YEAS.

Messrs. Adams, Albert S.  
Ames, Azel, jun.  
Baker, John I.  
Barnard, Abner.  
Barrett, Richard.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Bates, Theodore C.  
Bigelow, Francis.  
Bolles, Matthew.  
Bond, George H.  
Brooks, William A.  
Brown, William H.  
Burr, Benjamin F.  
Clark, Joel C.  
Clark, Lyman.  
Clark, Wilder P.  
Clarke, Henry S.  
Clough, Benjamin.  
Coggin, William S.  
Colburn, George F.  
Crocker, Elisha, jun.  
Crowell, Edward P.

Messrs. Daniels, Elijah B.  
Darling, Homer W.  
Dickinson, Ethan D.  
Donnell, Elbridge C.  
Eastabrooks, James E.  
Everson, John W.  
Ferson, Charles H.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Fowler, Francis E.  
Hall, Eben A.  
Hart, John W.  
Hastings, Thomas J.  
Hill, Hamilton A.  
Hollis, Freeman.  
Howes, Thomas P.  
Howland, Charles H.  
Humphrey, Robert.  
Hyde, Henry D.  
Ingraham, William H.  
James, John F.  
Jennings, Andrew J.  
Johnson, Henry A.

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Keough, Thomas L. | Messrs. Russell, Thomas. |
| Kimball, Albert.          | Sampson, George T.       |
| Ladd, Charles R.          | Scott, Augustus E.       |
| Lawrence, Sumner P.       | Smith, Joseph.           |
| Lawton, James M.          | Smith, Rufus.            |
| Lewis, Bangs A.           | Smyth, William A. S.     |
| Lincoln, Arthur.          | Soule, Rufus A.          |
| Lincoln, Elmer.           | Sowdon, Arthur J. C.     |
| Litchfield, William C.    | Sparrow, James H.        |
| Litchman, Charles H.      | Stanley, John.           |
| Loring, Chauncy.          | Stetson, George F.       |
| Lovell, Andrew.           | Stone, Josiah F.         |
| Lowther, George W.        | Stuart, William J.       |
| Macomber, William P.      | Thayer, Tyler.           |
| Magee, James P.           | Thomas, Edward I.        |
| Marsh, Edwin W.           | Trussell, Rufus.         |
| Montague, Royal M.        | Tufts, Arthur W.         |
| Morse, Leander B.         | Van Deusen, Merritt.     |
| Morton, Elbridge G., jun. | Wadlin, Daniel H.        |
| Morton, Frank H.          | Walker, Joseph H.        |
| Murray, Joseph.           | Ware, Horace E.          |
| Nickerson, Richard E.     | Warren, Alonzo.          |
| Nortoh, John B.           | Warren, Orrin.           |
| Peabody, John W.          | Webber, Alonzo C.        |
| Peck, Walter B.           | Webster, Abel.           |
| Pickman, John J.          | Wentworth, Charles A.    |
| Pinkham, Daniel R.        | Whiting, Hiram.          |
| Powers, Henry W.          | Whitney, Edwin.          |
| Prescott, Charles J.      | Whittemore, Jonathan.    |
| Proctor, William P.       | Wiggin, William H.       |
| Pynchon, William.         | Wilbur, Daniel.          |
| Randall, David.           | Wilde, Joseph D.         |
| Reed, John D.             | Wonson, Charles H.       |
| Reynolds, Samuel M.       | Wood, David F.           |
| Rice, J. M.               | Woodbury, George D.      |
| Ricketts, William J.      | Wright, Francis W.       |
| Russell, Solomon N.       |                          |

## NAYS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Davis, Joseph W. |
| Atkinson, Benjamin F.       | Day, Thomas H.           |
| Beeching, Richard.          | Desmond, Cornelius.      |
| Bennett, James W.           | Fitz Gerald, Thomas F.   |
| Bennett, Joseph.            | Flood, John T.           |
| Berry, John F.              | Foss, William A.         |
| Brackett, John Q. A.        | Frye, Newton P.          |
| Brown, Horace.              | Glover, George D.        |
| Carberry, William H.        | Graham, James B.         |
| Crowley, Jeremiah J.        | Harden, George P.        |

**Messrs. Henry, Neil.**

Hines, Francis E.  
 Hoar, William M.  
 Holbrook, Jonathan.  
 Holmes, Horace M.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Leary, Frank D.  
 Leonard, Marcus.  
 Levy, Samson.  
 Lincoln, C. S.  
 Locke, James L.  
 McCafferty, Matthew J.  
 McCulloch, Leonard.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahan, John F.  
 Mellen, James H.  
 Mooney, Daniel S.

**Messrs. Murphy, Patrick F.**

Nichols, Joseph J.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Paddock, Henry.  
 Paige, Lucius R.  
 Park, George W.  
 Quigley, James L.  
 Reed, William, jun.  
 Rich, Stephen.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Savery, William.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Spillane, Timothy B.  
 Sweetser, John.  
 Tucker, Payson E.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.

**Yeas, 119 ; nays, 65.**

The bill, having been once read, was placed in the orders of the day for to-morrow for a second reading.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of Lucian Drury and others, for a prohibitory law, was further considered. Mr. Stetson of Hanson moved to amend by substituting a "Bill concerning the manufacture and sale of intoxicating liquors," being the prohibitory law repealed in 1875. After debate the yeas and nays were ordered on the amendment, on request of Mr. Stetson; and, the roll being called, the amendment was rejected by a vote of 61 yeas to 89 nays, as follows:—

**YEAS.****Messrs. Ames, Azel, jun.**

Barrus, Alvan.  
 Bates, Theodore C.  
 Bolles, Matthew.  
 Brown, William H.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Colburn, George F.  
 Crocker, Elisha, jun.

**Messrs. Crowell, Edward P.**

Darling, Homer W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Hollis, Freeman.  
 Howes, Thomas P.  
 Humphrey, Robert.

|                              |                          |
|------------------------------|--------------------------|
| Messrs. Ingraham, William H. | Messrs. Rice, Leonard B. |
| James, John F.               | Sheldon, Henry S.        |
| Jennings, Andrew J.          | Smith, Joseph.           |
| Ladd, Charles R.             | Smith, Rufus.            |
| Lawton, James M.             | Smyth, William A. S.     |
| Lewis, Bangs A.              | Soule, Rufus A.          |
| Lincoln, Arthur.             | Sparrow, James H.        |
| Lincoln, Elmer.              | Stetson, George F.       |
| Litchman, Charles H.         | Stone, Josiah F.         |
| Loring, Chauncy.             | Thomas, Edward I.        |
| Lovell, Andrew.              | Trussell, Rufus.         |
| Macomber, William P.         | Wadlin, Daniel H.        |
| Magee, James P.              | Warren, Orrin.           |
| Montague, Royal M.           | Webber, Alonzo C.        |
| Morse, Leander B.            | Whiting, Hiram.          |
| Morton, Elbridge G., jun.    | Whitney, Edwin.          |
| Nickerson, Richard E.        | Wiggin, William H.       |
| Peck, Walter B.              | Wilbur, Daniel.          |
| Pinkham, Daniel R.           | Wilde, Joseph D.         |
| Powers, Henry W.             | Wood, David F.           |
| Ranlett, Charles E.          | Wright, Francis W.       |
| Reed, John D.                |                          |

## NATS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Fuller, Henry W. |
| Atkinson, Benjamin F.       | Glover, George D.        |
| Barrett, Richard.           | Graham, James B.         |
| Bartlett, Joseph F.         | Harden, George P.        |
| Beeching, Richard.          | Hastings, Thomas J.      |
| Bennett, James W.           | Henry, Neil.             |
| Berry, John F.              | Hill, Hamilton A.        |
| Blake, J. Albert.           | Hines, Francis E.        |
| Brackett, John Q. A.        | Hoar, William M.         |
| Brown, Horace.              | Holmes, Horace M.        |
| Brown, Luther J.            | Hooper, John H.          |
| Bryan, James H.             | Horton, Nathaniel A.     |
| Carberry, William H.        | Hosmer, Frederick N.     |
| Coleman, Lewis.             | Hoyt, Richard H.         |
| Crocker, Charles T.         | Hyde, Henry D.           |
| Crowley, Jeremiah J.        | Johnson, Henry A.        |
| Cummings, John W.           | Kelley, Joseph J.        |
| Daniels, Elijah B.          | Keough, Thomas L.        |
| Davis, Joseph W.            | Kimball, D. Smith.       |
| Day, Thomas H.              | Leary, Frank D.          |
| Desmond, Cornelius.         | Leonard, Marcus.         |
| Dickinson, Ethan D.         | Lincoln, C. S.           |
| Donnell, Elbridge C.        | Locke, James L.          |
| Flood, John T.              | McGeough, James A.       |
| Foss, William A.            | McGlynn, Patrick M.      |



**Messrs. Henry, Neil.**

Hines, Francis E.  
 Hoar, William M.  
 Holbrook, Jonathan.  
 Holmes, Horace M.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Leary, Frank D.  
 Leonard, Marcus.  
 Levy, Samson.  
 Lincoln, C. S.  
 Locke, James L.  
 McCafferty, Matthew J.  
 McCulloch, Leonard.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Mooney, Daniel S.

**Messrs. Murphy, Patrick F.**

Nichols, Joseph J.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Park, George W.  
 Quigley, James L.  
 Reed, William, jun.  
 Rich, Stephen.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Savery, William.  
 Seeley, Montressor S.  
 Sherburne, John H.  
 Spillane, Timothy B.  
 Sweetser, John.  
 Tucker, Payson E.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.

Yeas, 119 ; nays, 65.

The bill, having been once read, was placed in the orders of the day for to-morrow for a second reading.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of Lucian Drury and others, for a prohibitory law, was further considered. Mr. Stetson of Hanson moved to amend by substituting a "Bill concerning the manufacture and sale of intoxicating liquors," being the prohibitory law repealed in 1875. After debate the yeas and nays were ordered on the amendment, on request of Mr. Stetson; and, the roll being called, the amendment was rejected by a vote of 61 yeas to 89 nays, as follows :—

**YEAS.****Messrs. Ames, Azel, jun.**

Barrus, Alvan.  
 Bates, Theodore C.  
 Bolles, Matthew.  
 Brown, William H.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Colburn, George F.  
 Crocker, Elisha, jun.

**Messrs. Crowell, Edward P.**

Darling, Homer W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Hollis, Freeman.  
 Howes, Thomas P.  
 Humphrey, Robert.

|                              |                          |
|------------------------------|--------------------------|
| Messrs. Ingraham, William H. | Messrs. Rice, Leonard B. |
| James, John F.               | Sheldon, Henry S.        |
| Jennings, Andrew J.          | Smith, Joseph.           |
| Ladd, Charles R.             | Smith, Rufus.            |
| Lawton, James M.             | Smyth, William A. S.     |
| Lewis, Bangs A.              | Soule, Rufus A.          |
| Lincoln, Arthur.             | Sparrow, James H.        |
| Lincoln, Elmer.              | Stetson, George F.       |
| Litchman, Charles H.         | Stone, Josiah F.         |
| Loring, Chauncy.             | Thomas, Edward I.        |
| Lovell, Andrew.              | Trussell, Rufus.         |
| Macomber, William P.         | Wadlin, Daniel H.        |
| Magee, James P.              | Warren, Orrin.           |
| Montague, Royal M.           | Webber, Alonzo C.        |
| Morse, Leander B.            | Whiting, Hiram.          |
| Morton, Elbridge G., jun.    | Whitney, Edwin.          |
| Nickerson, Richard E.        | Wiggin, William H.       |
| Peck, Walter B.              | Wilbur, Daniel.          |
| Pinkham, Daniel R.           | Wilde, Joseph D.         |
| Powers, Henry W.             | Wood, David F.           |
| Ranlett, Charles E.          | Wright, Francis W.       |
| Reed, John D.                |                          |

## NATS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Fuller, Henry W. |
| Atkinson, Benjamin F.       | Glover, George D.        |
| Barrett, Richard.           | Graham, James B.         |
| Bartlett, Joseph F.         | Harden, George P.        |
| Beeching, Richard.          | Hastings, Thomas J.      |
| Bennett, James W.           | Henry, Neil.             |
| Berry, John F.              | Hill, Hamilton A.        |
| Blake, J. Albert.           | Hines, Francis E.        |
| Brackett, John Q. A.        | Hoar, William M.         |
| Brown, Horace.              | Holmes, Horace M.        |
| Brown, Luther J.            | Hooper, John H.          |
| Bryan, James H.             | Horton, Nathaniel A.     |
| Carberry, William H.        | Hosmer, Frederick N.     |
| Coleman, Lewis.             | Hoyt, Richard H.         |
| Crocker, Charles T.         | Hyde, Henry D.           |
| Crowley, Jeremiah J.        | Johnson, Henry A.        |
| Cummings, John W.           | Kelley, Joseph J.        |
| Daniels, Elijah B.          | Keough, Thomas L.        |
| Davis, Joseph W.            | Kimball, D. Smith.       |
| Day, Thomas H.              | Leary, Frank D.          |
| Desmond, Cornelius.         | Leonard, Marcus.         |
| Dickinson, Ethan D.         | Lincoln, C. S.           |
| Donnell, Elbridge C.        | Locke, James L.          |
| Flood, John T.              | McGeough, James A.       |
| Foss, William A.            | McGlynn, Patrick M.      |

*Papers from the Senate.***East Boston ferries.**

The report of the committee on Roads and Bridges, leave to withdraw, on the petition of the mayor of Boston, in regard to the East Boston ferries, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

**Bills:****Highland Street-railway.**

To authorize the Highland Street-railway Company to increase its capital stock (reported on a petition);

**Back Bay lands.**

Relating to conveyances of land on the Back Bay (reported on the second annual report of the board of land commissioners for the year 1878);

**Framingham muster-field.**

In relation to licensing vehicles to convey persons to and from the State muster-field in the town of Framingham (reported on a petition);

Severally passed to be engrossed by the Senate, were severally read, and placed in the orders of the day for to-morrow.

**Estates encumbered.**

The House Bill providing for the sale of estates encumbered by conditions and annuities came down, passed to be engrossed in concurrence, with certain amendments, which were referred under the rule to the committee on the Judiciary.

**Bills.****The House bills:**

To authorize the city of Salem to take Frye's Mills; and To incorporate the Hingham Water Company;

Severally came down, severally passed to be engrossed in concurrence, with certain amendments, in which the House concurred under a suspension of the rule.

*Reports of Committees.***Gilt-moulding.**

By Mr. John D. Reed of Taunton, from the committee on Labor, leave to withdraw, on the petition of G. Boos and others, that Berlin gilt-mouldings may not be made by convict-labor in the penal institutions of the Commonwealth, and on resolutions of the Silver-Gilders', Imitation Makers', and Lacquers' Union of Chicago, in aid of the same. [Messrs. Mellen of Worcester, McGlynn of Fall River, and Proctor of Marblehead, dissenting.]

**Labor.**

By Mr. Sparrow of Cambridge, from the same committee, no legislation necessary:

On that portion of the Governor's address relating to labor; and

On the tenth annual report of the Massachusetts bureau of statistics of labor. [Mr. Mellen of Worcester dissenting from the last-named report.] Labor bureau.

By Mr. Wright of Ashby, from the committee on Agriculture, that the Bill (on leave) to amend section 60 of chapter 88 of the General Statutes concerning dogs be referred to the next General Court. Dogs.

Severally read, and placed in the orders of the day for to-morrow.

By Mr. Mellen of Worcester, from the committee on Labor, asking to be discharged from the further consideration of the petition of the school committee of Lowell for amendment of the law relating to the employment of children, and regulations respecting them, and recommending its reference to the committee on Education. Read, accepted under a suspension of the rule, and sent up for concurrence. Employment of children.

By Mr. Bates of North Brookfield, from the committee on Claims, on a petition, a Resolve in favor of the town of Watertown. Watertown.

By Mr. Ames of Wakefield, from the committee on Public Health, on a petition of the mayor of Boston relative to preserving the purity of the water of Lake Cochituate, a Bill to provide for the sewage of the Reformatory Prison for Women at Sherborn. Woman's Prison — Lake Cochituate.

By Mr. Eastabrooks of Swansea, from the committee on Agriculture, on the annual report of the commissioners on contagious diseases among cattle, in part, a Resolve in favor of the commissioners on contagious diseases among cattle. Cattle diseases.

Severally read, and referred under the rule to the committee on Finance.

By Mr. Hartshorn of Worcester, from the committee on Agriculture, to whom was recommitted the Bill for the further protection of fish and game, that the same ought to pass with an amendment. Placed in the orders of the day for to-morrow, the main question being on ordering the bill to a third reading. Fish and game.

By Mr. Thomas of Brookline, from the committee on Banks and Banking, under a suspension of joint Rule No. 8, that the Senate Bill exempting from taxation United-States bonds invested in savings banks, which was re-committed in the Senate, ought to pass with the title amended to read as follows: "Bill to exempt from taxa- United-States bonds in savings banks.

tion deposits in savings banks invested in United-States bonds."

Taxation of  
savings-bank  
deposits.

By the same gentleman, from the same committee, under a suspension of joint Rule No. 3, that the Senate Bill in relation to savings banks, which was recommitted in the Senate, ought to pass with the title amended to read as follows: "Bill in relation to the taxation of deposits in savings banks."

Clerks of courts.

By Mr. Bennett of Boston, from the committee on Constitutional Amendments, on a portion of the Governor's address, a Resolve providing for an amendment to the constitution in relation to the appointment of clerks of courts.

District-attor-  
neys.

By Mr. Park of Cambridge, from the same committee, on a portion of the Governor's address, a Resolve providing for an amendment of the constitution in relation to district-attorneys.

Woman  
suffrage.

By Mr. Cummings of Fall River, from the same committee, on so much of the several petitions relating to woman suffrage as ask for amendment of the constitution to give women the same political rights as men, a Resolve providing for an amendment of the constitution to secure the elective franchise and the right to hold office to women.

Lynn harbor-  
master.

By Mr. Hill of Boston, from the committee on Harbors, on a petition, a Bill to authorize the appointment of a harbor-master for the port of Lynn.

Lee's and Cole's  
Rivers.

By Mr. Howes of Dennis, from the same committee, on a petition, a Bill relating to the construction of bridges, by the Fall-River, Warren, and Providence Railroad Company, over Cole's River and Lee's River.

Oak Bluffs  
harbor-master.

By Mr. Paddock of Nantucket, from the same committee, on petitions, a Bill for the appointment of a special harbor-master at Oak Bluffs, Martha's Vineyard.

Laws on labor.

By Mr. Sparrow of Cambridge, from the committee on Labor, on an order, a Resolve relative to a uniform system of laws in certain States, regulating the hours of labor.

Foxborough.

By Mr. Warren of Boston, from the committee on Public Health, on a petition, a Bill to supply the village of Foxborough with pure water.

The "gag."

By Mr. Flood of Randolph, from the committee on Prisons, on an order relative to the gag, a Bill regulating punishments in the penal and charitable institutions of the State.

Severally read, and ordered to a second reading.

By Mr. Morton of Fairhaven, from the committee on Woman Suffrage, on so much of the petitions on woman suffrage as relates to giving women the right to vote in municipal affairs, and on the petition for a law allowing women who pay taxes on property to vote for town and city officers, and take part in municipal affairs, a Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices. Read, and, on motion of Mr. Morton, laid on the table under suspension of the rule.

Municipal  
woman suffrage.

*Orders of the Day.*

**Reports:**

Of the committee on Labor, inexpedient to legislate, on an order relative to legislation providing for the free use of ward-rooms and city-halls for political purposes; and Of the committee on Railroads, inexpedient to legislate, on an order relative to liens on property of railroads; Were severally accepted, and sent up for concurrence.

Orders of the  
day.

The report of the committee on Street Railways, inexpedient to legislate, on an order relative to the passage of heavy teams or carriages through the streets of the city of Boston, was accepted in concurrence.

The Bill to annex a portion of the town of Everett to the city of Chelsea was referred to the next General Court, as recommended by the committee on Towns.

**Bills:**

To amend "An Act to regulate the hours of labor in manufacturing establishments;"

In addition to "An Act making appropriations for expenses authorized in 1878, and for other purposes;"

To incorporate the Worcester Continentals; and

To extend the time and to amend the act for building the Squantum free bridge;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To authorize the town of Cummington to raise money for celebrating the centennial anniversary of its incorporation; and

To authorize the Superior Court to compel the attendance of witnesses, and the giving testimony before the railroad commissioners; and

Resolves :

In favor of John Donnelly ; and

In favor of Mark Pickering ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to repeal section 21 of chapter 99 of the Acts of the year 1875, regulating the sale of intoxicating liquors, was read a third time ; its title was amended, on motion of Mr. Lincoln of Hingham, to read " Bill to abolish the office of inspector and assayer of liquors ; " and the bill was passed to be engrossed, and sent up for concurrence.

*Discharged from the Orders.*

Mortgaged  
property.

Bills (on leave) :

Concerning the taxation of mortgaged property ; and

Double taxa-  
tion.

Relieving property from double taxation in certain

cases ;

Were severally discharged from the orders of the day, on motion of Mr. Hastings of Worcester, who then moved that they be specially assigned for to-morrow afternoon at two o'clock. On motion of Mr. Osgood of Salem, this motion was amended, so that the bills should be placed first in the orders of the day for to-morrow. Subsequently this motion was reconsidered, on motion of Mr. Bennett of Boston, and the consideration of the bills named was specially assigned to two o'clock to-morrow afternoon.

*Special Assignment.*

Suffolk-county  
courts.

The Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea, the consideration of which was specially assigned for half-past two, was considered. All the pending amendments were rejected, except one of those moved by Mr. Hyde of Boston, and that moved by Mr. Park of Cambridge, which were severally adopted. On the main question of ordering the bill to a third reading, the yeas and nays were ordered, on request of Mr. Noyes of Boston ; and, the roll being called, the bill as amended was ordered to a third reading by a vote of 108 yeas to 85 nays, as follows : —

**YEAS.**

Messrs. Adams, Albert S.  
Aldrich, Charles P.  
Barnard, Abner.

Messrs. Barrus, Alvan.  
Bartlett, Charles R.  
Bartlett, Joseph F.

Messrs. Bates, Theodore C.  
 Beeching, Richard.  
 Bennett, James W.  
 Berry, John F.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, William H.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Burr, Benjamin F.  
 Clark, Wilder P.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Damon, Samuel R.  
 Darby, William F.  
 Darling, Homer W.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Everson, John W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Glover, George D.  
 Hall, Eben A.  
 Harden, George P.  
 Hartshorn, Calvin L.  
 Hill, Hamilton A.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Kelley, Joseph J.  
 Kimball, Albert.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawton, James M.  
 Lincoln, Arthur.  
 Lincoln, Elmer.  
 Livermore, Rufus.  
 Loring, Chauncy.

Messrs. Lovell, Andrew.  
 Lowther, George W.  
 Magee, James P.  
 Mather, Benj. F., jun.  
 McGlynn, Patrick M.  
 Morton, Elb'ge G., jun.  
 Murray, Joseph.  
 Nickerson, Richard E.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Park, George W.  
 Peabody, John W.  
 Peck, Walter B.  
 Pinkham, Daniel R.  
 Powers, Henry W.  
 Prescott, Charles J.  
 Proctor, William P.  
 Randall, David.  
 Reynolds, Samuel M.  
 Rice, George W.  
 Ricketts, William J.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sampson, George T.  
 Seeley, Montessor S.  
 Sheldon, Henry S.  
 Smith, Elizur.  
 Smith, Joseph.  
 Smith, Maloy J.  
 Smith, Rufus.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Stetson, George F.  
 Stone, Josiah F.  
 Sweetser, John.  
 Thayer, Edward F.  
 Trussell, Rufus.  
 Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Wadlin, Daniel H.  
 Walker, Joseph H.  
 Wardwell, Henry.  
 Warren, Orrin.  
 Webber, Alonzo C.  
 Wilbur, Daniel.  
 Witherell, William D.  
 Wood, David F.  
 Wright, Francis W.



## NAYS.

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Burke, William J. | Messrs. Maynard, Elisha B. |
| Callender, Edward B.      | McGeough, James A.         |
| Carberry, William H.      | McMahon, John F.           |
| Crowley, Jeremiah J.      | Mellen, James H.           |
| Davis, Joseph W.          | Murphy, Patrick F.         |
| Dee, John H.              | Noyes, Charles J.          |
| Foss, William A.          | O'Connor, Dennis.          |
| Fuller, Henry W.          | Pickman, John J.           |
| Graham, James B.          | Quigley, James L.          |
| Hale, Edwin B.            | Rockwell, Francis W.       |
| Hines, Francis E.         | Sanders, William.          |
| Hoar, William M.          | Sherburne, John H.         |
| Howland, Charles H.       | Shipman, Jonathan E.       |
| Johnson, Henry A.         | Tufts, Arthur W.           |
| Lawrence, Sumner P.       | Ware, Horace E.            |
| Leonard, Marcus.          | Whitney, Edwin.            |
| Lewis, Bangs A.           | Wiswell, Joseph.           |
| Litchman, Charles H.      |                            |

Yeas, 108 ; nays, 35.

On this question Messrs. Gaylord of Northampton, Baker of Beverly, Hart of Taunton, and Coggin of Boxford, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Bennett of Boston, Fitz Gerald of Boston, Colburn of Leominster, and Henry of Boston.

At 6.25 adjourned.

THURSDAY, March 13, 1879.

Met according to adjournment at 11 o'clock A.M.

Prayer was offered by the Chaplain.

## Order.

## Adjournment.

The following order, offered by Mr. Osgood of Salem, was, at the request of Mr. Kelley of Cambridge, laid over until to-morrow :

*Ordered*, That until otherwise ordered, whenever the House is in session at five o'clock P.M., the Speaker shall declare it adjourned upon the completion of the business upon which it is engaged at that hour.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Agriculture have further time in which to report. Committee on Agriculture.

*Ordered*, In concurrence, that the committee on Prisons be allowed further time to report on matters referred to them. Committee on Prisons.

*Ordered*, In concurrence, that the committee on Public Health have further time in which to report on matters referred to them. Committee on Public Health.

The report of the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Rockport Savings Bank, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Rockport Savings Bank.

A Bill in addition to "An Act in relation to registration and elections in the city of Boston," passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Boston registration and elections.

A Bill concerning the jurisdiction of the Supreme Judicial Court and probate courts as to wills, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery. Wills.

A Resolve in favor of the State beneficiaries in the asylums for the deaf and dumb (reported on the report of the board of education), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance. Deaf and dumb.

The House Bill relating to the civil jurisdiction of the municipal court of the city of Boston came down passed to be engrossed in concurrence, with an amendment, which was referred under the rule to the committee on the Judiciary. Boston municipal court.

The Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth came down passed to be engrossed in concurrence by the Senate, with certain amendments. Placed in the orders of the day for to-morrow, the question being on concurring in the amendments. Clapp and Ballou.

The House Bill concerning the payment of laborers' wages by cities came down passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule. Laborers' wages.

## NAYS.

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Burke, William J. | Messrs. Maynard, Elisha B. |
| Callender, Edward B.      | McGeough, James A.         |
| Carberry, William H.      | McMahon, John F.           |
| Crowley, Jeremiah J.      | Mellen, James H.           |
| Davis, Joseph W.          | Murphy, Patrick F.         |
| Dee, John H.              | Noyes, Charles J.          |
| Foss, William A.          | O'Connor, Dennis.          |
| Fuller, Henry W.          | Pickman, John J.           |
| Graham, James B.          | Quigley, James L.          |
| Hale, Edwin B.            | Rockwell, Francis W.       |
| Hines, Francis E.         | Sanders, William.          |
| Hoar, William M.          | Sherburne, John H.         |
| Howland, Charles H.       | Shipman, Jonathan E.       |
| Johnson, Henry A.         | Tufts, Arthur W.           |
| Lawrence, Sumner P.       | Ware, Horace E.            |
| Leonard, Marcus.          | Whitney, Edwin.            |
| Lewis, Bangs A.           | Wiswell, Joseph.           |
| Litchman, Charles H.      |                            |

Yeas, 108 ; nays, 35.

On this question Messrs. Gaylord of Northampton, Baker of Beverly, Hart of Taunton, and Coggin of Boxford, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Bennett of Boston, Fitz Gerald of Boston, Colburn of Leominster, and Henry of Boston.

At 6.25 adjourned.

---

THURSDAY, March 13, 1879.

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Prayer was offered by the Chaplain.

*Order.*

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*Ordered*, That until otherwise ordered, whenever the House is in session at five o'clock P.M., the Speaker shall declare it adjourned upon the completion of the business upon which it is engaged at that hour.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Agriculture have further time in which to report. Committee on Agriculture.

*Ordered*, In concurrence, that the committee on Prisons be allowed further time to report on matters referred to them. Committee on Prisons.

*Ordered*, In concurrence, that the committee on Public Health have further time in which to report on matters referred to them. Committee on Public Health.

The report of the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Rockport Savings Bank, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Rockport Savings Bank.

A Bill in addition to "An Act in relation to registration and elections in the city of Boston," passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Boston registration and elections.

A Bill concerning the jurisdiction of the Supreme Judicial Court and probate courts as to wills, passed to be engrossed by the Senate, was read, and referred to the committee on Probate and Chancery. Wills.

A Resolve in favor of the State beneficiaries in the asylums for the deaf and dumb (reported on the report of the board of education), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance. Deaf and dumb.

The House Bill relating to the civil jurisdiction of the municipal court of the city of Boston came down passed to be engrossed in concurrence, with an amendment, which was referred under the rule to the committee on the Judiciary. Boston municipal court.

The Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth came down passed to be engrossed in concurrence by the Senate, with certain amendments. Placed in the orders of the day for to-morrow, the question being on concurring in the amendments. Clapp and Ballou.

The House Bill concerning the payment of laborers' wages by cities came down passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule. Laborers' wages.

Fish.

The Senate Bill to amend chapter 49 of the General Statutes relating to the inspection and packing of fish came down from the Senate with the indorsement that the Senate non-concurred in the amendments adopted by the House. The House insisted on its amendments, and asked for a committee of Conference, on motion of Mr. Howland of Plymouth; and Messrs. Howland, Nickerson of Somerville, and Lewis of Provincetown, were appointed on its part. Sent up for concurrence.

Woman's  
Prison.

The Bill relating to commitments to the Reformatory Prison for Women (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading.

### *Reports of Committees.*

By Mr. Maynard of Springfield, from the committee on the Judiciary, that the House should concur in the Senate amendments to the House bills:

Westfield dike.

To authorize the construction of a dike in the town of Westfield; and

Encumbered  
estates.

Providing for the sale of estates incumbered by conditions and annuities, one of which amendments to the last-named bill was to strike out the words "conditions and annuities" in the title, and insert therefor "charges for the payment of money."

The House concurred in each case under suspension of the rule.

Witnesses.

By Mr. Ware of Milton, from the same committee, that the Senate Bill in relation to witnesses ought not to pass. Read, and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Constitutional  
convention.

By Mr. Noyes of Boston, from the committee on Constitutional Amendments, on an order, a Bill relating to the calling of a convention of delegates of the people for the purpose of revising the constitution. Read, and referred under the rule to the committee on Finance.

Boston nuisance.

By Mr. Ladd of Springfield, from the committee on Finance, that the Resolve to reimburse the city of Boston for abating a nuisance ought to pass.

Danvers  
Hospital.

By Mr. Fitz Gerald of Boston, from the same committee, that the Resolve in favor of the Danvers Lunatic-Hospital ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Walker of Worcester, from the committee on Retrenchment, on petitions, a Bill providing for the designation of certain justices of the peace to issue warrants and receive bail in certain cases. Read, and ordered to a second reading. Warrants and bail.

*Special Assignment.*

The bills (on leave):

Concerning the taxation of mortgaged property; and Taxation.

Relieving property from double taxation in certain cases; Ibid.

Which were specially assigned for two o'clock this afternoon, were, on motions of Mr. Hastings of Worcester, postponed for further consideration until next Tuesday, to be placed first in the orders of the day for that day.

*Orders of the Day.*

The report of the committee on Labor, no legislation necessary, on that portion of the Governor's address relating to labor, was accepted, and sent up for concurrence. Orders of the day.

The Bill (on leave) to amend section 60 of chapter 88 of the General Statutes concerning dogs was referred to the next General Court, as recommended by the committee on Agriculture. Sent up for concurrence.

The Resolve in relation to the Commonwealth flats at South Boston was read a second time, and, on motion of Mr. Osgood of Salem, was laid on the table.

*Bills:*

To authorize the appointment of a harbor-master for the port of Lynn;

For the appointment of a special harbor-master at Oak Bluffs, Martha's Vineyard;

To supply the village of Foxborough with pure water;

To preserve the purity of the water-supply of towns and cities;

In relation to licensing vehicles to convey persons to and from the State muster-field in the town of Framingham; and

To authorize the Highland Street-railway Company to increase its capital stock; and a

Resolve providing for an amendment of the constitution in relation to district-attorneys;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To incorporate the Massachusetts Public Health Association ;

To legalize the action of the town-meeting of Barnstable held March 3, 1879 ; and

In addition to " An Act making appropriations for expenses authorized in 1878, and for other purposes ; "

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

To incorporate the Worcester Continentals ; and

To extend the time and to amend the act for building the Squantum free bridge ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to annex a portion of the town of Braintree to the town of Weymouth and a portion of the town of Weymouth to the town of Braintree was read a second time, and considered. Mr. Willis of Braintree asked unanimous consent to an amendment of the bill by striking out section 2, which provided for annexing a portion of the town of Weymouth to the town of Braintree, this being beyond the scope of the petition. There being no objection, the bill was so amended, the title being also amended by striking out the last clause, and was then, after debate, refused a third reading.

The Bill to incorporate the town of Cottage City was read a second time, and after debate was ordered to a third reading by a vote of 129 yeas to 84 nays, the yeas and nays being ordered on request of Mr. Lewis of Provincetown. The vote was as follows : —

**YEAS.**

Messrs. Ames, Azel, jun.

Atkinson, Benjamin F.

Barnard, Abner.

Barrett, Richard.

Barrus, Alvan.

Bates, Theodore C.

Beebe, Eleazer S.

Bennett, James W.

Berry, John F.

Bigelow, Francis.

Bolles, Matthew.

Bond, George H.

Messrs. Brackett, John Q. A.

Brooks, William A.

Brown, Luther J.

Brown, William H.

Bryan, James H.

Bulloch, Andrew.

Callender, Edward B.

Clark, Wilder P.

Clarke, Henry S.

Coggin, William S.

Colburn, George F.

Coleman, Lewis.

|                             |                            |
|-----------------------------|----------------------------|
| Messrs. Converse, Elisha S. | Messrs. McGeough, James A. |
| Copeland, Henry.            | McMahon, John F.           |
| Crocker, Charles T.         | Monroe, Alfred C.          |
| Crocker, Elisha, jun.       | Morse, Leander B.          |
| Crosby, Isaac N.            | Morton, Elb'ge G., jun.    |
| Crowley, Robert E.          | Morton, Frank H.           |
| Cushing, Matthew H.         | Murray, Joseph.            |
| Damon, Samuel R.            | Noyes, Charles J.          |
| Daniels, Elijah B.          | O'Neil, Joseph H.          |
| Darling, Homer W.           | Paddack, Henry.            |
| Davis, Joseph W.            | Park, George W.            |
| Dee, John H.                | Peck, Walter B.            |
| Desmond, Cornelius.         | Pickman, John J.           |
| Dickinson, Ethan D.         | Powers, Henry W.           |
| Donnell, Elbridge C.        | Pratt, Edwin B.            |
| Everson, John W.            | Pynchon, William.          |
| Ferson, Charles H.          | Reed, William, jun.        |
| Fitz Gerald, Thomas F.      | Rice, George W.            |
| Flood, John T.              | Rice, Leonard B.           |
| Fowler, Francis E.          | Rice, J. M.                |
| Frye, Newton P.             | Rockwell, Francis W.       |
| Glover, George D.           | Russell, Solomon N.        |
| Hale, Edwin B.              | Sanders, William.          |
| Harden, George P.           | Savery, William.           |
| Hartshorn, Calvin L.        | Scott, Augustus E.         |
| Hastings, Thomas J.         | Sherburne, John H.         |
| Holbrook, Jonathan.         | Shipman, Jonathan E.       |
| Hollis, Freeman.            | Smith, Joseph.             |
| Holmes, Horace M.           | Smyth, William A. S.       |
| Hosmer, Frederick N.        | Sowdon, Arthur J. C.       |
| Howland, Charles H.         | Stanley, John.             |
| Humphrey, Robert.           | Stetson, George F.         |
| James, John F.              | Stuart, William J.         |
| Jennings, Andrew J.         | Sweetser, John.            |
| Kelley, Joseph J.           | Thayer, Edward F.          |
| Keough, Thomas L.           | Thayer, Frederick.         |
| Kimball, D. Smith.          | Thayer, Tyler.             |
| Ladd, Charles R.            | Thomas, Edward I.          |
| Lawrence, Sumner P.         | Tilden, William S.         |
| Lawton, James M.            | Trussell, Rufus.           |
| Lincoln, Arthur.            | Tufts, Arthur W.           |
| Lincoln, Elmer.             | Van Deusen, Merritt.       |
| Litchfield, William C.      | Varnum, Leavitt R. J.      |
| Livermore, Rufus.           | Walker, Joseph H.          |
| Loring, Chauncy.            | Ware, Horace E.            |
| Lowther, George W.          | Warren, Orrin.             |
| Macomber, William P.        | Webber, Alonzo C.          |
| Magee, James P.             | Wentworth, Charles A.      |
| Marsh, Edwin W.             | Whiting, Hiram.            |
| Mather, Benjamin F., jun.   | Whittemore, Jonathan.      |



Messrs. Wilde, Joseph D.  
Willis, George D.  
Witherell, William D.

Messrs. Wood, David F.  
Wright, Francis W.

## NAYS.

Messrs. Adams, Albert S.  
Aldrich, Charles P.  
Baker, John I.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Beeching, Richard.  
Blake, J. Albert.  
Brown, Horace.  
Burke, William J.  
Burr, Benjamin F.  
Clark, Joel C.  
Clough, Benjamin.  
Crowell, Edward P.  
Crowley, Jeremiah J.  
Cummings, John W.  
Eastabrooks, James E.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Foss, William A.  
Fuller, Henry W.  
Gaylord, William M.  
Glincs, Jacob T.  
Hall, Eben A.  
Henry, Neil.  
Hill, Hamilton A.  
Hines, Francis E.  
Hooper, John H.  
Horton, Nathaniel A.  
Howes, Thomas P.  
Hoyt, Richard H.  
Hyde, Henry D.  
Ingraham, William H.  
Jenkins, Edward J.  
Johnson, Henry A.  
Joyce, John.  
Kimball, Albert.  
Leary, Frank D.  
Leonard, Marcus.  
Levy, Samson.  
Lincoln, C. S.  
Litchman, Charles H.  
Lovell, Andrew.

Messrs. Maynard, Elisha B.  
McCulloch, Leonard.  
Mellen, James H.  
Montague, Royal M.  
Mooney, Daniel S.  
Moulton, Jesse.  
Nichols, Joseph J.  
Nickerson, Richard E.  
Norton, John B.  
O'Connor, Dennis.  
Osgood, Charles S.  
Paige, Lucius R.  
Paine, Samuel C.  
Peabody, John W.  
Pinkham, Daniel R.  
Prescott, Charles J.  
Proctor, William P.  
Quigley, James L.  
Randall, David.  
Ranlett, Charles E.  
Reed, John D.  
Rich, Stephen.  
Ricketts, William J.  
Robinson, Amasa C.  
Russell, Thomas.  
Sampson, George T.  
Sargent, Edmund P.  
Seeley, Montessor S.  
Smith, Elizur.  
Smith, Maloy J.  
Smith, Rufus.  
Sparrow, James H.  
Spillane, Timothy B.  
Stone, Josiah F.  
Tucker, Payson E.  
Wardwell, Henry.  
Warren, Alonzo.  
Webster, Abel.  
Wilbur, Daniel.  
Wiswell, Joseph.  
Wonson, Charles H.  
Woodbury, George D.

Yeas, 129 ; nays, 84.

On this question Messrs. Murphy of Boston, Soule of New Bedford, Carberry of Boston, and Sheldon of South-ampton, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Rowe of Rockport, Lewis of Provincetown, Brigham of West-borough, and Reynolds of Richmond.

At 5.10 adjourned.

FRIDAY, March 14, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

A communication was received from the auditor, trans-  
mitting a statement of accounts allowed and paid in 1876,  
1877, and 1878, under section 3, chapter 178, of the Acts  
of the year 1867, which was ordered to be printed, referred  
to the committee on Retrenchment, and sent up for con-  
currence. Overcharges.

*Motion to Reconsider.*

Mr. Nickerson of Somerville moved to reconsider the  
vote whereby the House yesterday passed to be engrossed  
the Bill to annex a portion of the town Braintree to the  
town of Weymouth, which motion was lost. Braintree.

*Order.*

The order offered yesterday by Mr. Osgood of Salem  
and laid over, relative to adjournment, was adopted. Adjournment.

*Papers from the Senate.*

**Reports:**

Of the committee on Public Health, inexpedient to legis-  
late, on an order relative to legislation to protect the rights  
of the public in Massapoag Pond; and Massapoag  
Pond.

Of the committee on Towns, inexpedient to legislate, on  
an order relative to amending the laws relating to the  
preservation of ballots cast for town-officers; Ballots for  
town-officers.

Severally accepted by the Senate, were severally read  
and placed in the orders of the day for Monday.

The report of the committee on Harbors, inexpedient  
to legislate, on the annual report of the Mystic-river Cor-  
poration, accepted by the Senate, was read, and accepted  
in concurrence under a suspension of the rule. Mystic-river  
Corporation.

Collection of  
taxes.

A Bill in addition to "An Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of taxes," passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Railroad gauge.

A Bill concerning the change of the gauge of their tracks by railroad corporations (reported, in part, on the tenth annual report of the board of railroad commissioners), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Common  
victuallers.

Notice was received from the Senate that the House Bill concerning common victuallers had been rejected by that branch.

State directors.

*Ordered*, In concurrence, that the clerks of the two branches give notice to Hon. Francis B. Hayes and Hon. D. N. Skillings, that they have been elected, on the part of the Commonwealth, directors of the Boston and Albany Railroad corporation, for the term of two years.

Also that they give notice to Jarvis N. Dunham, Esq., that he has been elected a director, on the part of the Commonwealth, of said corporation, for the term of one year, to fill the vacancy occasioned by the resignation of Hon. Thomas Talbot.

Also that they give notice to the clerk of said corporation of the election of the above-named gentlemen.

### *Reports of Committees.*

Intermarriage  
of negroes, etc.

By Mr. Brackett of Boston, from the committee on Retrenchment, leave to withdraw, on the petition of F. Dwight, for a law against the intermarriage of negroes with other races, for the relief of farmers who are straitened by mortgages, and the abolition of the monopoly of the Boston and Albany Railroad.

Read, accepted under suspension of the rule, and sent up for concurrence.

Fanny Ross.

By Mr. Bolles of Boston, from the committee on Finance, that the Resolve in favor of Fanny Ross ought to pass.

Prison at  
Concord.

By Mr. Livermore of Orange, from the same committee, that the Senate Bill to provide for supplying the State Prison at Concord with pure water ought to pass.

Severally placed in the orders of the day for Monday for a second reading.

By Mr. Osgood of Salem, from the committee on Rail-

roads, on a petition, a Bill to authorize the Fitchburg Railroad Company to extend a branch railroad over land of the Commonwealth at Concord.

Fitchburg  
Railroad.

By Mr. Ames of Wakefield, from the committee on Public Health, on an order, a Bill to provide for certain returns to be made by water boards, commissions, and companies.

Water boards'  
returns.

By Mr. Beeching of Boston, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill to establish the salary of the inspector of gas-meters and of illuminating gas.

Inspector of  
gas.

Severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the bill last named.

*Discharged from the Orders.*

On motion of Mr. Gaylord of Northampton, the Bill in relation to the Massachusetts Central Railroad Company was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was laid on the table, the question being on ordering to a third reading.

Massachusetts  
Central Rail-  
road.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

To establish the salaries of the attorney-general and the assistant attorney-general;

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to issue bonds;

To amend the charter of the city of Lowell;

To extend to the city of Salem the provisions of chapter 19 of the General Statutes in relation to the construction of the words "mayor and aldermen;"

To amend "An Act to establish the city of Somerville;"

Allowing a deposit of money in lieu of sureties on recognizances; and

To authorize the appointment of an additional master in chancery for the county of Essex;

(Which severally originated in the House); and

To amend the law relating to appeals from probate courts (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

In favor of Maria H. Sargent (which originated in the House); and

Resolves  
passed.

Collection of  
taxes.

A Bill in addition to "An Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of taxes," passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Railroad gauge.

A Bill concerning the change of the gauge of their tracks by railroad corporations (reported, in part, on the tenth annual report of the board of railroad commissioners), passed to be engrossed by the Senate, was read, and ordered to a second reading.

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victuallers.

Notice was received from the Senate that the House Bill concerning common victuallers had been rejected by that branch.

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*Ordered*, In concurrence, that the clerks of the two branches give notice to Hon. Francis B. Hayes and Hon. D. N. Skillings, that they have been elected, on the part of the Commonwealth, directors of the Boston and Albany Railroad corporation, for the term of two years.

Also that they give notice to Jarvis N. Dunham, Esq., that he has been elected a director, on the part of the Commonwealth, of said corporation, for the term of one year, to fill the vacancy occasioned by the resignation of Hon. Thomas Talbot.

Also that they give notice to the clerk of said corporation of the election of the above-named gentlemen.

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By Mr. Brackett of Boston, from the committee on Retrenchment, leave to withdraw, on the petition of F. Dwight, for a law against the intermarriage of negroes with other races, for the relief of farmers who are straitened by mortgages, and the abolition of the monopoly of the Boston and Albany Railroad.

Read, accepted under suspension of the rule, and sent up for concurrence.

Fanny Ross.

By Mr. Bolles of Boston, from the committee on Finance, that the Resolve in favor of Fanny Ross ought to pass.

Prison at  
Concord.

By Mr. Livermore of Orange, from the same committee, that the Senate Bill to provide for supplying the State Prison at Concord with pure water ought to pass.

Severally placed in the orders of the day for Monday for a second reading.

By Mr. Osgood of Salem, from the committee on Rail-

roads, on a petition, a Bill to authorize the Fitchburg Railroad Company to extend a branch railroad over land of the Commonwealth at Concord.

Fitchburg  
Railroad.

By Mr. Ames of Wakefield, from the committee on Public Health, on an order, a Bill to provide for certain returns to be made by water boards, commissions, and companies.

Water boards'  
returns.

By Mr. Beeching of Boston, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill to establish the salary of the inspector of gas-meters and of illuminating gas.

Inspector of  
gas.

Severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the bill last named.

*Discharged from the Orders.*

On motion of Mr. Gaylord of Northampton, the Bill in relation to the Massachusetts Central Railroad Company was discharged from the orders of the day. It was read a second time, and, on further motion of the same gentleman, was laid on the table, the question being on ordering to a third reading.

Massachusetts  
Central Rail-  
road.

*Bills Enacted, and Resolves Passed.*

**Engrossed bills :**

Bills enacted.

To establish the salaries of the attorney-general and the assistant attorney-general ;

To authorize the Boston, Clinton, Fitchburg, and New-Bedford Railroad Company to issue bonds ;

To amend the charter of the city of Lowell ;

To extend to the city of Salem the provisions of chapter 19 of the General Statutes in relation to the construction of the words " mayor and aldermen ; "

To amend " An Act to establish the city of Somerville ; "

Allowing a deposit of money in lieu of sureties on recognizances ; and

To authorize the appointment of an additional master in chancery for the county of Essex ;

(Which severally originated in the House) ; and

To amend the law relating to appeals from probate courts (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

**Engrossed resolves :**

In favor of Maria H. Sargent (which originated in the House) ; and

Resolves  
passed.

Relating to improvements at the State Prison in Concord (which originated in the Senate);  
Were severally passed, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on Banks and Banking, no legislation necessary, on the report of the receivers of the Rockport Savings Bank, was accepted in concurrence.

**Bills:**

Regulating punishments in the penal and charitable institutions of the State;

To establish the salaries of the adjutant-general and the several employés in the military department; and

**Resolves:**

In favor of the Danvers Lunatic-Hospital; and

To re-imburse the city of Boston for abating a nuisance;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To annex a portion of the town of Dracut to the city of Lowell;

Concerning the fee for certificates of insanity (amended on motions of Messrs. Prescott and Warren of Boston);

Concerning the commitment of lunatics to hospitals (amended on motions of Messrs. Noyes of Boston, Warren of West Newbury, Rice of Worcester, Ames of Wakefield, Maynard of Springfield, and Hale of Cambridge);

Concerning trusts created by will;

In relation to the appraisal of animals diseased with glanders or farcy (amended on motion of Mr. Pynchon of Springfield); and

To supply the village of Foxborough with pure water:

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to enable the park commissioners of the city of Boston to purchase estates abutting on Jamaica Pond was read a third time, and, pending the question on engrossment, was recommitted to the committee on Public Health, on motion of Mr. Clark of Framingham.

The report of the committee on Federal Relations, leave to withdraw, on the petition of Frederick Robinson and others, that the Legislature instruct our senators, and request our representatives in Congress, to favor such legislation as will take from the national banks their currency,

and substitute therefor a full legal-tender currency of our nation, was considered. Mr. Procter of Marblehead moved to amend the report by substituting a resolution as asked for by the petitioner. After debate, the yeas and nays were ordered on the amendment, on request of Mr. Robinson of Lynn; and, the roll being called, the amendment was rejected by a vote of 32 yeas to 149 nays, as follows:—

## YEAS.

|                                    |                                    |
|------------------------------------|------------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> McGlynn, Patrick M. |
| Baker, John I.                     | McMahon, John F.                   |
| Burke, William J.                  | Mellen, James H.                   |
| Crowley, Jeremiah J.               | Mooney, Daniel S.                  |
| Crowley, Robert E.                 | Morse, Leander B.                  |
| Day, Thomas H.                     | Nichols, Joseph J.                 |
| Everson, John W.                   | O'Connor, Dennis.                  |
| Flood, John T.                     | Pinkham, Daniel R.                 |
| Foss, William A.                   | Proctor, William P.                |
| Henry, Neil.                       | Quigley, James L.                  |
| Hoar, William M.                   | Rich, Stephen.                     |
| James, John F.                     | Roach, Richard.                    |
| Joyce, John.                       | Robinson, Amasa C.                 |
| Kelley, Joseph J.                  | Rowe, Amos.                        |
| Litchman, Charles H.               | Spillane, Timothy B.               |
| Lyon, William.                     | Wentworth, Charles A.              |

## NAYS.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs.</b> Ames, Azel, jun. | <b>Messrs.</b> Bulloch, Andrew. |
| Atkinson, Benjamin F.           | Burr, Benjamin F.               |
| Barnard, Abner.                 | Callender, Edward B.            |
| Barrett, Richard.               | Clark, Lyman.                   |
| Barrus, Alvan.                  | Clarke, Henry S.                |
| Bartlett, Charles R.            | Coggin, William S.              |
| Bates, Theodore C.              | Colburn, George F.              |
| Beeching, Richard.              | Converse, Elisha S.             |
| Bennett, James W.               | Crocker, Charles T.             |
| Bennett, Joseph.                | Crocker, Elisha, jun.           |
| Berry, John F.                  | Crosby, Isaac N.                |
| Bigelow, Francis.               | Cushing, Matthew H.             |
| Bolles, Matthew.                | Damon, Samuel R.                |
| Bond, George H.                 | Daniels, Elijah B.              |
| Brackett, John Q. A.            | Darling, Homer W.               |
| Brigham, George O.              | Davis, Joseph W.                |
| Brooks, William A.              | Dee, John H.                    |
| Brown, Horace.                  | Dickinson, Ethan D.             |
| Brown, Luther J.                | Donnell, Elbridge C.            |
| Brown, William H.               | Eastabrooks, James E.           |



**Messrs. Emery, Levi.**

Ferson, Charles H.  
Fiske, Alonzo S.  
Frye, Newton P.  
Fuller, Henry W.  
Glines, Jacob T.  
Glover, George D.  
Hale, Edwin B.  
Harden, George P.  
Hart, John W.  
Hartshorn, Calvin L.  
Hastings, Thomas J.  
Hathaway, Judah.  
Hill, Hamilton A.  
Holbrook, Jonathan.  
Hollis, Freeman.  
Horton, Nathaniel A.  
Howes, Thomas P.  
Howland, Charles H.  
Hoyt, Richard H.  
Humphrey, Robert.  
Hyde, Henry D.  
Ingraham, William H.  
Jennings, Andrew J.  
Johnson, Henry A.  
Kimball, Albert.  
Kimball, D. Smith.  
Ladd, Charles R.  
Lawrence, Sumner P.  
Lawton, James M.  
Lewis, Bangs A.  
Lincoln, Arthur.  
Lincoln, Elmer.  
Litchfield, William C.  
Livermore, Rufus.  
Locke, James L.  
Lowther, George W.  
Magee, James P.  
Marsh, Edwin W.  
Mather, Benjamin F., jun.  
Monroe, Alfred C.  
Montague, Royal M.  
Morton, Elbridge G., jun.  
Nickerson, Richard E.  
Norton, John B.  
Noyes, Charles J.  
Paddack, Henry.  
Paige, Lucius R.  
Paine, Samuel C.  
Park, George W.

**Messrs. Peabody, John W.**

Pickman, John J.  
Powers, Henry W.  
Pratt, Edwin B.  
Prescott, Charles J.  
Pynchon, William.  
Randall, David.  
Ranlett, Charles E.  
Reed, John D.  
Reed, William, jun.  
Reynolds, Samuel M.  
Rice, George W.  
Rice, J. M.  
Rockwell, Francis W.  
Russell, Thomas.  
Sampson, George T.  
Sanders, William.  
Sargent, Edmund P.  
Scott, Augustus E.  
Seeley, Montessor S.  
Sherburne, John H.  
Shipman, Jonathan E.  
Smyth, William A. S.  
Soule, Rufus A.  
Sowdon, Arthur J. C.  
Sparrow, James H.  
Stanley, John.  
Stetson, George F.  
Stone, Josiah F.  
Stuart, William J.  
Sweetser, John.  
Thayer, Edward F.  
Thayer, Frederick.  
Thayer, Tyler.  
Thomas, Edward I.  
Tilden, William S.  
Trussell, Rufus.  
Tucker, Payson E.  
Tufts, Arthur W.  
Van Deusen, Merritt.  
Varnum, Leavitt R. J.  
Wadlin, Daniel H.  
Wardwell, Henry.  
Ware, Horace E.  
Warren, Alonzo.  
Warren, Orrin.  
Webber, Alonzo C.  
Webster, Abel.  
Whitney, Edwin.  
Whittemore, Jonathan.

|                            |                            |
|----------------------------|----------------------------|
| Messrs. Wiggin, William H. | Messrs. Wonson, Charles H. |
| Wilbur, Daniel.            | Wood, David F.             |
| Willis, George D.          | Woodbury, George D.        |
| Wiswell, Joseph.           | Wright, Francis W.         |
| Witherell, William D.      |                            |

Yeas, 82 ; nays, 149.

On this question Mr. Savery of Carver, who, it was announced, would have voted in the affirmative, was paired with Mr. Bartlett of Montague.

The report was then accepted, and sent up for concurrence.

The report of the committee on Constitutional Amendments, inexpedient to legislate, on an order relative to the abolition of the Governor's Council, was considered. Mr. Van Deusen of Westfield moved to recommit to the committee on Constitutional Amendments, with instructions to report a resolve. The motion was lost, and the report was accepted in concurrence.

The Bill to amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons was read a third time. An amendment, moved by Mr. Prescott of Boston, was adopted, inserting a new section, which provides that nothing in the act shall be construed to prevent the assembling of all the inmates of any state or other public charitable institution in the chapel thereof for general religious instruction, including the reading of the Bible.

On the question of engrossment the yeas and nays were ordered, on request of Mr. Hale of Cambridge ; and, the roll being called, the bill was passed to be engrossed in concurrence, by a vote of 80 yeas to 45 nays, as follows : —

YEAS.

|                             |                               |
|-----------------------------|-------------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Crocker, Elisha, jun. |
| Ames, Azel, jun.            | Crowley, Jeremiah J.          |
| Baker, John I.              | Crowley, Robert E.            |
| Barrett, Richard.           | Cummings, John W.             |
| Bartlett, Joseph F.         | Darling, Homer W.             |
| Berry, John F.              | Davis, Joseph W.              |
| Brown, Horace.              | Day, Thomas H.                |
| Burke, William J.           | Dee, John H.                  |
| Callender, Edward B.        | Donnell, Elbridge C.          |
| Clarke, Henry S.            | Fitz Gerald, Thomas F.        |
| Crocker, Charles T.         | Flood, John T.                |

Messrs. Foss, William A.  
 Fuller, Henry W.  
 Glover, George D.  
 Graham, James B.  
 Hastings, Thomas J.  
 Hill, Hamilton A.  
 Hoar, William M.  
 Horton, Nathaniel A.  
 Howes, Thomas P.  
 Hoyt, Richard H.  
 Hyde, Henry D.  
 James, John F.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Leonard, Marcus.  
 Litchman, Charles H.  
 Lyon, William.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Mooney, Daniel S.  
 Morse, Leander B.  
 Nichols, Joseph J.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 Osgood, Charles S.  
 Paddack, Henry.

Messrs. Paige, Lucius R.  
 Pickman, John J.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Quigley, James L.  
 Rich, Stephen.  
 Roach, Richard.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Russell, Thomas.  
 Scott, Augustus E.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Shipman, Jonathan E.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Spillane, Timothy B.  
 Stetson, George F.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Wentworth, Charles A.  
 Wilbur, Daniel.

## NAYS.

Messrs. Beeching, Richard.  
 Bennett, James W.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Brooks, William A.  
 Brown, William H.  
 Burr, Benjamin F.  
 Colburn, George F.  
 Daniels, Elijah B.  
 Emery, Levi.  
 Ferson, Charles H.  
 Fiske, Alonzo S.  
 Frye, Newton P.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Humphrey, Robert.  
 Ingraham, William H.

Messrs. Jennings, Andrew J.  
 Johnson, Henry A.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lincoln, Arthur.  
 Lowther, George W.  
 Magee, James P.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 Montague, Royal M.  
 Nickerson, Richard E.  
 Prescott, Charles J.  
 Pynchon, William.  
 Randall, David.  
 Ranlett, Charles E.  
 Reynolds, Samuel M.  
 Sampson, George T.

|                            |                          |
|----------------------------|--------------------------|
| Messrs. Sargent, Edmund P. | Messrs. Tufts, Arthur W. |
| Smyth, William A. S.       | Whitney, Edwin.          |
| Thayer, Frederick.         | Wiggin, William H.       |
| Tilden, William S.         | Wood, David F.           |
| Trussell, Rufus.           |                          |

Yeas, 80 ; nays, 45.

On this question Messrs. Clark of Petersham, Rowe of Rockport, and Everson of Hanover, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Litchfield of South Scituate, Woodbury of Charlton, and Barrus of Goshen.

The bill was sent to the Senate for concurrence in the amendment adopted by the House.

At 4.43 adjourned to 11 o'clock on Monday.

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MONDAY, March 17, 1879.

Met according to adjournment at 2 o'clock P.M.

Prayer was offered by the Chaplain.

A communication was received from the board of railroad commissioners, transmitting their report on a resolution adopted by the Legislature in relation to the prevention of noise by vacuum-brakes and safety-valves on railroad locomotives, which was ordered to be printed, referred to the committee on Railroads, and sent up for concurrence.

Vacuum-brakes  
and safety-  
valves.

*Petition Presented.*

By Mr. Damon of Lancaster, petition of George W. Howe and others, for an act to legalize the doings of the town of Lancaster at its last annual meeting held March 3, 1879. Referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

Lancaster.

*Orders.*

The following order, offered by Mr. Jennings of Fall River, was adopted under suspension of the 20th joint Rule:

*Ordered,* That the committee on the Judiciary consider the expediency of amending chapter 188 of the Acts of the year 1876 relative to elections.

Elections.

On motion of Mr. Noyes of Boston, —

Railroad securities of the Commonwealth.

*Ordered,* That the treasurer forthwith inform the House what stocks and securities in railroad corporations are at present owned by the Commonwealth; also what, if any, have been disposed of under the provisions of chapter 67 of the Acts of the present year, when, to whom, in what manner, and at what price.

*Papers from the Senate.*

The "stay law."

A report of the committee on Banks and Banking, inexpedient to legislate, on an order relative to the better protection of mortgagors from the foreclosure of mortgages by savings banks in the hands of receivers; also relative to the repeal of the "stay law," accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

New-Bedford charter.

A Bill to amend the charter of the city of New Bedford, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Safety switches.

A Resolve in relation to the use of safety-switches on railroads (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading.

*Reports of Committees.*

T. F. Newton.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of Thomas F. Newton, for payment for services rendered the State as a lieutenant of the Seventh Regiment M.V.M. in 1861. Read, and placed in the orders of the day for to-morrow.

Woman's Prison.

By Mr. Brown of Fitchburg, from the committee on Finance, that the Bill to provide for the sewage of the Reformatory Prison for Women at Sherborn ought to pass.

Cattle commissioners.

By Mr. Bolles of Boston, from the same committee, that the Resolve in favor of the commissioners on contagious diseases among cattle ought to pass.

Constitutional convention.

By Mr. Hill of Boston, from the same committee, asking to be discharged from the further consideration of the Bill relating to the calling of a convention of delegates of the people for the purpose of revising the constitution.

Severally placed in the orders of the day for to-morrow for a second reading; the report of the committee in the case last named having been accepted under suspension of the rule.

By Mr. Brackett of Boston, from the committee on Retrenchment, on an order, a Bill concerning the fees of deputy-sheriffs. Fees of deputy-sheriffs.

By the same gentleman, from the same committee, on various matters relating to retrenchment, in part, a Bill concerning the officers in attendance upon the superior court for the county of Suffolk. Officers at superior court in Suffolk County.

By Mr. Hyde of Boston, from the same committee, on various matters relating to retrenchment, in part, the following bills: Bills.

Relating to bail in criminal cases in Suffolk County ;

Relating to the municipal court of the city of Boston ;

Relating to the decisions of the supreme judicial court ;  
and

Authorizing probate courts to protect the rights of husbands, wives, and minor children.

Severally read, and ordered to a second reading.

#### *Orders of the Day.*

The report of the committee appointed, under an order adopted by the House, to investigate and report the facts in regard to the alleged unauthorized recount of votes for representatives in Westfield, for the Tenth Hampden District, was accepted, and the resolution recommended by the committee was adopted. Orders of the day.

The report of the committee on Retrenchment, no legislation necessary, on the statement from the clerk of the board of railroad commissioners relative to the number of days' service rendered by each of said commissioners each year for the past six years, was accepted, and sent up for concurrence.

The Bill in relation to certain conditions in the policies of insurance companies doing business in this State was read a third time, and, pending a motion of Mr. Tucker of Boston to amend, was, on his further motion, postponed for further consideration until to-morrow, the main question being on engrossment.

The report of the committee on Education, inexpedient to legislate, on an order relative to abolishing the school-district system, was, on motion of Mr. Kelley of Cambridge, postponed for consideration until to-morrow.

#### **Bills :**

Concerning the bonds of town treasurers and collectors (amended on motion of Mr. Bates of North Brookfield);

On motion of Mr. Noyes of Boston, —

Railroad securities of the Commonwealth.

*Ordered,* That the treasurer forthwith inform the House what stocks and securities in railroad corporations are at present owned by the Commonwealth; also what, if any, have been disposed of under the provisions of chapter 67 of the Acts of the present year, when, to whom, in what manner, and at what price.

*Papers from the Senate.*

The "stay law."

A report of the committee on Banks and Banking, inexpedient to legislate, on an order relative to the better protection of mortgagors from the foreclosure of mortgages by savings banks in the hands of receivers; also relative to the repeal of the "stay law," accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

New-Bedford charter.

A Bill to amend the charter of the city of New Bedford, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Safety switches.

A Resolve in relation to the use of safety-switches on railroads (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading.

*Reports of Committees.*

T. F. Newton.

By Mr. Bryan of Westfield, from the committee on Claims, leave to withdraw, on the petition of Thomas F. Newton, for payment for services rendered the State as a lieutenant of the Seventh Regiment M.V.M. in 1861. Read, and placed in the orders of the day for to-morrow.

Woman's Prison.

By Mr. Brown of Fitchburg, from the committee on Finance, that the Bill to provide for the sewage of the Reformatory Prison for Women at Sherborn ought to pass.

Cattle commissions.

By Mr. Bolles of Boston, from the same committee, that the Resolve in favor of the commissioners on contagious diseases among cattle ought to pass.

Constitutional convention.

By Mr. Hill of Boston, from the same committee, asking to be discharged from the further consideration of the Bill relating to the calling of a convention of delegates of the people for the purpose of revising the constitution.

Severally placed in the orders of the day for to-morrow for a second reading; the report of the committee in the case last named having been accepted under suspension of the rule.

By Mr. Brackett of Boston, from the committee on Retrenchment, on an order, a Bill concerning the fees of deputy-sheriffs. Fees of deputy-sheriffs.

By the same gentleman, from the same committee, on various matters relating to retrenchment, in part, a Bill concerning the officers in attendance upon the superior court for the county of Suffolk. Officers at superior court in Suffolk County.

By Mr. Hyde of Boston, from the same committee, on various matters relating to retrenchment, in part, the following bills: Bills.

Relating to bail in criminal cases in Suffolk County ;  
 Relating to the municipal court of the city of Boston ;  
 Relating to the decisions of the supreme judicial court ;  
 and

Authorizing probate courts to protect the rights of husbands, wives, and minor children.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

The report of the committee appointed, under an order adopted by the House, to investigate and report the facts in regard to the alleged unauthorized recount of votes for representatives in Westfield, for the Tenth Hampden District, was accepted, and the resolution recommended by the committee was adopted. Orders of the day.

The report of the committee on Retrenchment, no legislation necessary, on the statement from the clerk of the board of railroad commissioners relative to the number of days' service rendered by each of said commissioners each year for the past six years, was accepted, and sent up for concurrence.

The Bill in relation to certain conditions in the policies of insurance companies doing business in this State was read a third time, and, pending a motion of Mr. Tucker of Boston to amend, was, on his further motion, postponed for further consideration until to-morrow, the main question being on engrossment.

The report of the committee on Education, inexpedient to legislate, on an order relative to abolishing the school-district system, was, on motion of Mr. Kelley of Cambridge, postponed for consideration until to-morrow.

### *Bills :*

Concerning the bonds of town treasurers and collectors (amended on motion of Mr. Bates of North Brookfield);



Concerning the malicious stopping of trains on railroads;  
To establish the salary of the inspector of gas-meters  
and of illuminating gas;

To authorize the Fitchburg Railroad Company to extend  
a branch railroad over land of the Commonwealth at  
Concord; and

Concerning the change of the gauge of their tracks by  
railroad corporations; and

Resolves:

Providing for an amendment to the constitution in re-  
lation to the appointment of clerks of courts;

Relative to a uniform system of laws in certain States,  
regulating the hours of labor;

In favor of Fanny Ross; and

In relation to the employment by railroad corporations  
of persons afflicted with color-blindness;

Were severally read a second time, and ordered to a third  
reading.

Bills:

For the appointment of a special harbor-master at Oak  
Bluffs, Martha's Vineyard; and

Regulating punishments in the penal and charitable  
institutions of the State; and a

Resolve in favor of the Danvers Lunatic-Hospital (its  
title having been changed by the committee on Bills in the  
Third Reading, to read "Resolve in favor of the State  
Lunatic-Hospital at Danvers");

Were severally read a third time, passed to be engrossed,  
and sent up for concurrence.

Bills:

In relation to licensing vehicles to convey persons to and  
from the State muster-field in the town of Framingham;  
and

To authorize the Highland Street-railway Company to  
increase its capital stock; and a

Resolve to re-imburse the city of Boston for abating a  
nuisance;

Were severally read a third time, and passed to be en-  
grossed in concurrence.

The Bill (on leave) relating to the employment of  
children, and regulations respecting them, was, on motion  
of Mr. Cummings of Fall River, postponed for considera-  
tion until to-morrow, the question being on its rejection.

The report of the committee on Public Health, in expe-

dient to legislate, on an order relative to legislation to protect the rights of the public in Massapoag Pond, was accepted in concurrence.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of S. T. Foster, for a law making owners of real estate rented to liquor-dealers responsible for damages resulting from the use of liquor sold upon their property, was considered. Mr. Whitney of Stow moved to amend by substituting a "Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors." After extended debate, the yeas and nays were ordered on the motion to amend, on request of Mr. McCafferty of Worcester; and, the roll being called, the bill was substituted for the report by a vote of 105 yeas to 54 nays, as follows:—

## YEAS.

Messrs. Adams, Albert S.  
Ames, Azel, jun.  
Baker, John I.  
Barnard, Abner.  
Barrus, Alvan.  
Bartlett, Charles R.  
Beeching, Richard.  
Berry, John F.  
Bigelow, Francis.  
Bolles, Matthew.  
Bond, George H.  
Brigham, George O.  
Brooks, William A.  
Brown, William H.  
Bryan, James H.  
Callender, Edward B.  
Clark, Joel C.  
Clark, Lyman.  
Clarke, Henry S.  
Clough, Benjamin.  
Colburn, George F.  
Crocker, Elisha, jun.  
Crowell, Edward P.  
Damon, Samuel R.  
Daniels, Elijah B.  
Darling, Homer W.  
Donnell, Elbridge C.  
Everson, John W.  
Ferson, Charles H.  
Fish, Isaiah.  
Fowler, Francis E.

Messrs. Frye, Newton P.  
Hale, Edwin B.  
Harden, George P.  
Hart, John W.  
Hartshorn, Calvin L.  
Hill, Hamilton A.  
Hollis, Freeman.  
Hosmer, Frederick N.  
Howes, Thomas P.  
Humphrey, Robert.  
Hyde, Henry D.  
James, John F.  
Jennings, Andrew J.  
Johnson, Henry A.  
Ladd, Charles R.  
Lawrence, Sumner P.  
Lawton, James M.  
Lincoln, Arthur.  
Litchfield, William C.  
Livermore, Rufus.  
Loring, Chauncy.  
Lovell, Andrew.  
Lowther, George W.  
Lyon, William.  
Macomber, William P.  
Magee, James P.  
Marsh, Edwin W.  
McCulloch, Leonard.  
Monroe, Alfred C.  
Morse, Leander B.  
Nickerson, Richard E.

|                                  |                                  |
|----------------------------------|----------------------------------|
| <b>Messrs.</b> Noyes, Charles J. | <b>Messrs.</b> Thomas, Edward I. |
| Paige, Lucius R.                 | Tilden, William S.               |
| Paine, Samuel C.                 | Trussell, Rufus.                 |
| Peabody, John W.                 | Tufts, Arthur W.                 |
| Pinkham, Daniel R.               | Wadlin, Daniel H.                |
| Powers, Henry W.                 | Walker, Joseph H.                |
| Pratt, Edwin B.                  | Wardwell, Henry.                 |
| Proctor, William P.              | Ware, Horace E.                  |
| Ranlett, Charles E.              | Warren, Alonzo.                  |
| Reed, John D.                    | Webber, Alonzo C.                |
| Reynolds, Samuel M.              | Whiting, Hiram.                  |
| Sampson, George T.               | Whitney, Edwin.                  |
| Sargent, Edmund P.               | Wilbur, Daniel.                  |
| Savery, William.                 | Wilde, Joseph D.                 |
| Scott, Augustus E.               | Willis, George D.                |
| Smith, Joseph.                   | Wiswell, Joseph.                 |
| Soule, Rufus A.                  | Witherell, William D.            |
| Sparrow, James H.                | Wonson, Charles H.               |
| Stetson, George F.               | Wood, David F.                   |
| Stuart, William J.               | Woodbury, George D.              |
| Sweetser, John.                  | Wright, Francis W.               |
| Thayer, Tyler.                   |                                  |

## NATS.

|                                      |                                   |
|--------------------------------------|-----------------------------------|
| <b>Messrs.</b> Atkinson, Benjamin F. | <b>Messrs.</b> Jenkins, Edward J. |
| Bennett, James W.                    | Joyce, John.                      |
| Bennett, Joseph.                     | Kimball, D. Smith.                |
| Brackett, John Q. A.                 | Leonard, Marcus.                  |
| Brown, Horace.                       | McCafferty, Matthew J.            |
| Bulloch, Andrew.                     | McGeough, James A.                |
| Coleman, Lewis.                      | McGlynn, Patrick M.               |
| Crocker, Charles T.                  | McMahon, John F.                  |
| Crosby, Isaac N.                     | Morton, Frank H.                  |
| Crowley, Jeremiah J.                 | Moulton, Jesse.                   |
| Crowley, Robert E.                   | Nichols, Joseph J.                |
| Cummings, John W.                    | Norton, John B.                   |
| Davis, Joseph W.                     | O'Connor, Dennis.                 |
| Day, Thomas H.                       | Osgood, Charles S.                |
| Dee, John H.                         | Park, George W.                   |
| Desmond, Cornelius.                  | Pynchon, William.                 |
| Emery, Levi.                         | Rich, Stephen.                    |
| Flood, John T.                       | Roach, Richard.                   |
| Foss, William A.                     | Russell, Solomon N.               |
| Glines, Jacob T.                     | Russell, Thomas.                  |
| Glover, George D.                    | Sanders, William.                 |
| Graham, James B.                     | Seeley, Montessor S.              |
| Hoar, William M.                     | Sherburne, John H.                |
| Hooper, John H.                      | Shipman, Jonathan E.              |
| Horton, Nathaniel A.                 | Sowdon, Arthur J. C.              |

Messrs. Thayer, Edward F.      Messrs. Tucker, Payson E.  
                                          Thayer, Frederick.                      Varnum, Leavitt R. J.

Yeas, 105 ; nays, 54.

On this question Messrs. Litchman of Marblehead, Bates of North Brookfield, Rowe of Rockport, and Lincoln of Raynham, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Rockwell of Pittsfield, Lincoln of Somerville, Prescott of Boston, and Kelley of Cambridge.

The bill, having been read once, was placed in the orders of the day for to-morrow for a second reading.

At 5 o'clock adjourned.

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TUESDAY, March 18, 1879.

Met, according to adjournment, at 11 o'clock.

Prayer was offered by the Rev. Mr. Clark of Petersham, a member of the House.

A communication was received from the treasurer, transmitting the information requested by an order of the House, adopted March 17, relative to stocks and securities in railroad corporations owned by the Commonwealth, which was ordered to be printed, referred to the committee on Expenditures, and sent up for concurrence.

Railroad stock  
 belonging to  
 Commonwealth.

*Petition Presented.*

By Mr. Clark of Petersham, petition of C. W. Oxford and others, for an act to make valid the corporation of the trustees of the Woburn society of the Methodist-Episcopal Church. Referred, under suspension of the 20th joint Rule, to the committee on Parishes and Religious Societies, and sent up for concurrence.

Woburn society  
 of Methodist-  
 Episcopal  
 Church.

*Papers from the Senate.*

The following order was adopted in concurrence under suspension of the 20th joint Rule, with amendments at [A] and [B] by inserting the words "stocks in railroad corporations," and sent up for concurrence in the amendments :

Common-  
 wealth's stock  
 in railroads.

*Ordered,* That the joint standing committee on Expenditures consider and report whether any further legislation

is necessary relating to the sale or manner of sale, the collection or manner of collection, the investing or manner of investing, by the Governor and Council and treasurer, of any notes [A] or securities, or proceeds of any notes [B] or securities, of which the treasurer has charge, and over which the Commonwealth has exclusive control.

Hoosac Tunnel  
and Troy and  
Greenfield  
Railroad.

A communication from the Governor, transmitting the report of the manager of the Troy and Greenfield Railroad and Hoosac Tunnel, was referred in concurrence to the committee on the Hoosac Tunnel and Troy and Greenfield Railroad.

#### Reports :

Elevated  
railroads.

Of the committee on Street Railways, leave to withdraw, on the petitions of L. A. Bigelow and C. E. Powers and others, for elevated railways in the city of Boston ;

Of the committee on Constitutional Amendments, inexpedient to legislate :

Hundred-day  
sessions.

On so much of the Governor's address as relates to limiting the sessions of the Legislature to one hundred days ; and

Pay of  
members.

On so much of the Governor's address as relates to establishing the pay of members of the Legislature ;

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

Indigent  
soldiers.

A Bill for the benefit of indigent soldiers and sailors (reported, in part, on a portion of the Governor's message, and several petitions, bills, and orders relating to the subject of granting aid to indigent soldiers and sailors), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

Boston street  
commissioners.

A Bill in relation to the compensation of street commissioners of the city of Boston, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

#### Bills :

Fencing  
railroads.

Concerning the fencing of railroads (reported on a bill taken from the Senate files of last year, and several petitions in aid of the same) ;

Steam and hot  
water.

To authorize the supplying steam and hot water by gas companies and other corporations (reported on an order and a petition) ; and

Executive con-  
tingent fund.

Authorizing a fund for the expenses of the executive department (reported on various matters relating to retrenchment) ;

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the bill last named.

*Discharged from the Orders.*

On motion of Mr. Mellen of Worcester, the report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was discharged from the orders of the day, and on his further motion it was laid on the table.

Report of Labor Bureau.

*Bills Enacted and a Resolve passed.*

Engrossed bills :

Bills enacted.

To incorporate the Hingham Water Company ;

For the protection of the eel-fisheries in the town of Edgartown ;

Relating to co-operative saving-fund and loan associations ;

For the better protection of the fishery of the Nine-Mile-Pond Fishing Company ; and

To amend chapter 82 of the Acts of the year 1874 to protect the rights of owners of ponds ;

(Which severally originated in the House) ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve in relation to the discrimination in fare on branch railroads (which originated in the House) was passed, signed, and sent to the Senate.

Resolve passed.

*Reports of Committees.*

By Mr. Ware of Milton, from the committee on the Judiciary, leave to withdraw, on the petition of George W. Howe and others, for an act to legalize the doings of the town of Lancaster at its last annual meeting held March 3, 1879. Read, and accepted under suspension of the rule.

Lancaster.

By Mr. Hale of Cambridge, from the same committee, that the House should concur in the Senate amendments to the Bill relating to the civil jurisdiction of the municipal court of the city of Boston. Read, accepted under suspension of the rule, and the bill was sent to the Senate indorsed accordingly.

Boston municipal court.

By Mr. Jennings of Fall River, from the same commit-

New Bedford.

tee, that the Senate Bill to amend the charter of the city of New Bedford ought to pass.

Collection of taxes.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Bill in addition to "An Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of taxes" ought to pass.

Boston registration and elections.

By Mr. Ware of Milton, from the same committee, that the Senate Bill in addition to "An Act in relation to registration and elections in the city of Boston" ought to pass.

Deaf and dumb.

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Resolve in favor of the State beneficiaries in the asylums for the deaf and dumb ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

Elections.

By Mr. Russell of Boston, from the committee on the Judiciary, on an order, a Bill to amend chapter 188 of the Acts of the year 1876 concerning elections. Read, and ordered to a second reading.

### *Orders of the Day.*

Orders of the day.

The Senate Bill in relation to witnesses was rejected, as recommended by the committee on the Judiciary, and notice thereof was sent to the Senate.

### Reports:

Of the committee on Towns, inexpedient to legislate, on an order relative to amending the laws relating to the preservation of ballots cast for town-officers; and

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to the better protection of mortgagors from the foreclosure of mortgages by savings banks in the hands of receivers; also relative to the repeal of the "stay law;"

Were severally accepted in concurrence.

The report of the committee on Claims, leave to withdraw on the petition of Thomas F. Newton, for payment for services rendered the State as a lieutenant of the Seventh Regiment M.V.M. in 1861, was accepted, and sent up for concurrence.

### Bills:

Providing for the designation of certain justices of the peace to issue warrants, and receive bail in certain cases; and

To provide for the sewage of the Reformatory Prison for Women at Sherborn; and a

Resolve in relation to the use of safety-switches on railroads;

Were severally read, and ordered to a third reading.

#### Bills:

To establish the salary of the inspector of gas-meters and of illuminating gas;

To authorize the Fitchburg Railroad Company to extend a branch railroad over land of the Commonwealth at Concord; and

Concerning the bonds of town treasurers and collectors; and a

Resolve in favor of Fanny Ross;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

#### Bills:

To establish the salaries of the adjutant-general, and the several employés in the military department; and

Concerning the change of the gauge of their tracks by railroad corporations; and a

Resolve in relation to the employment by railroad corporations of persons afflicted with color-blindness;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill (on leave) concerning the taxation of mortgaged property was considered. After extended debate, the question on rejection, as recommended by the committee on Taxation, was negatived by a vote of 18 yeas to 150 nays, the yeas and nays having been ordered on request of Mr. Hastings of Worcester. The vote was as follows:—

#### YEAS.

Messrs. Barrett, Richard.  
Beeching, Richard.  
Brown, Horace.  
Brown, William H.  
Colburn, George F.  
Crocker, Elisha, jun.  
Crosby, Isaac N.  
Darby, William F.  
Fuller, Henry W.

Messrs. Glines, Jacob T.  
Horton, Nathaniel A.  
Paige, Lucius R.  
Ranlett, Charles E.  
Russell, Solomon N.  
Ware, Horace E.  
Wilde, Joseph D.  
Wonson, Charles H.  
Wood, David F.



## NATS.

|                             |                          |
|-----------------------------|--------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Howes, Thomas P. |
| Baker, John I.              | Howland, Charles H.      |
| Barrus, Alvan.              | Hoyt, Richard H.         |
| Beebe, Eleazer S.           | Humphrey, Robert.        |
| Bennett, Joseph.            | Hyde, Henry D.           |
| Berry, John F.              | Ingraham, William H.     |
| Bigelow, Francis.           | James, John F.           |
| Blake, J. Albert.           | Jennings, Andrew J.      |
| Bolles, Matthew.            | Kelley, Joseph J.        |
| Bond, George H.             | Keough, Thomas L.        |
| Brackett, John Q. A.        | Kimball, Albert.         |
| Brigham, George O.          | Kimball, D. Smith.       |
| Brooks, William A.          | Ladd, Charles R.         |
| Brown, Luther J.            | Lawton, James M.         |
| Bryan, James H.             | Leonard, Marcus.         |
| Bulloch, Andrew.            | Levy, Samson.            |
| Burke, William J.           | Lewis, Bangs A.          |
| Burr, Benjamin F.           | Lincoln, Arthur.         |
| Callender, Edward B.        | Litchman, Charles H.     |
| Carberry, William H.        | Lovell, Andrew.          |
| Clark, Lyman.               | Lowther, George W.       |
| Clarke, Henry S.            | Lyon, William.           |
| Clough, Benjamin.           | Macomber, William P.     |
| Coggin, William S.          | Magee, James P.          |
| Converse, Elisha S.         | Marsh, Edwin W.          |
| Crowell, Edward P.          | Maynard, Elisha B.       |
| Crowley, Jeremiah J.        | McCullock, Leonard.      |
| Cummings, John W.           | McGeough, James A.       |
| Daniels, Elijah B.          | McGlynn, Patrick M.      |
| Dee, John H.                | McMahon, John F.         |
| Desmond, Cornelius.         | Mellen, James H.         |
| Dickinson, Ethan D.         | Monroe, Alfred C.        |
| Donnell, Elbridge C.        | Montague, Royal M.       |
| Everson, John W.            | Mooney, Daniel S.        |
| Ferson, Charles H.          | Morse, Leander B.        |
| Fish, Isaiah.               | Morton, Frank H.         |
| Fiske, Alonzo S.            | Moulton, Jesse.          |
| Flood, John T.              | Murray, Joseph.          |
| Foss, William A.            | Nichols, Joseph J.       |
| Fowler, Francis E.          | Norton, John B.          |
| Glover, George D.           | Noyes, Charles J.        |
| Graham, James B.            | O'Connor, Dennis.        |
| Hall, Eben A.               | O'Neil, Joseph H.        |
| Hartshorn, Calvin L.        | Park, George W.          |
| Hastings, Thomas J.         | Peabody, John W.         |
| Hill, Hamilton A.           | Pickman, John J.         |
| Holmes, Horace M.           | Pinkham, Daniel R.       |
| Hosmer, Frederick N.        | Powers, Henry W.         |

|                              |                        |
|------------------------------|------------------------|
| Messrs. Prescott, Charles J. | Messrs. Stanley, John. |
| Proctor, William P.          | Stetson, George F.     |
| Pyncheon, William.           | Stuart, William J.     |
| Quigley, James L.            | Sweetser, John.        |
| Randall, David.              | Thayer, Edward F.      |
| Reed, John D.                | Thayer, Frederick.     |
| Reynolds, Samuel M.          | Thayer, Tyler.         |
| Rice, Leonard B.             | Thomas, Edward I.      |
| Rich, Stephen.               | Tilden, William S.     |
| Ricketts, William J.         | Trussell, Rufus.       |
| Roach, Richard.              | Tucker, Payson E.      |
| Robinson, Amasa C.           | Tufts, Arthur W.       |
| Rowe, Amos.                  | Van Deusen, Merritt.   |
| Russell, Thomas.             | Varnum, Leavitt R. J.  |
| Sanders, William.            | Wadlin, Daniel H.      |
| Sargent, Edmund P.           | Walker, Joseph H.      |
| Savery, William.             | Wardwell, Henry.       |
| Scott, Augustus E.           | Warren, Alonzo.        |
| Seeley, Montessor S.         | Warren, Orrin.         |
| Sherburne, John H.           | Webber, Alonzo C.      |
| Shipman, Jonathan E.         | Webster, Abel.         |
| Smith, Joseph.               | Wentworth, Charles A.  |
| Smith, Maloy J.              | Whiting, Hiram.        |
| Smyth, William A. S.         | Wiggin, William H.     |
| Soule, Rufus A.              | Willis, George D.      |
| Sowdon, Arthur J. C.         | Wiswell, Joseph.       |
| Spillane, Timothy B.         | Woodbury, George D.    |

Yeas, 18 ; nays, 150.

On this question Messrs. Rockwell of Pittsfield, Hooper of Medford, Damon of Lancaster, Nickerson of Somerville, Sheldon of Southampton, Frye of North Andover, and Smith of Lee, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. McCafferty of Worcester, Ames of Wakefield, Joyce of Boston, Paine of Oxford, Hoar of Lowell, Withereell of Norton, and Loring of Barre.

On motion of Mr. Hastings of Worcester, the orders of the day were then laid on the table, and the bill was read a second time under suspension of the rule. Mr. Hastings then moved to amend the bill by substituting therefor a "Bill relieving property from double taxation in certain cases;" which motion was carried, and the bill as amended was ordered to a third reading.

The orders of the day were then taken from the table.

The Bill (on leave) relieving property from double taxation in certain cases was considered. Pending the ques-

tion on rejection, as recommended by the committee on Taxation, the bill was postponed for further consideration until to-morrow, on motion of Mr. Noyes of Boston, and was ordered to be printed.

The Bill (on leave) relating to the employment of children, and regulations respecting them, was considered. Pending the question on rejection, as recommended by the committee on Labor, the House

At 4.50 adjourned.

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WEDNESDAY, March 19, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Osgood of Salem, —

Limit of debate.

*Ordered*, That, in debate of all matters coming before the House, speeches be limited to ten minutes each. This rule shall not be suspended, except by a vote of two-thirds of the members present. If this rule is suspended, it shall entitle the member speaking to an additional ten minutes, and no more, without the consent of four-fifths of the members present.

*Introduced on Leave.*

Railroads in foreign countries.

By Mr. Osgood of Salem, a Bill in addition to the "general railroad act" of the year 1874, to authorize the formation of corporations to construct railroads in foreign countries. Read, and referred, under a suspension of the 20th joint Rule, to the committee on Railroads, and sent up for concurrence.

*Papers from the Senate.*

Probate accounts.

The House Bill in relation to probate accounts came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule; and the bill was returned to the Senate indorsed accordingly.

The Senate "Bill to amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons" came down with the indorsement thereon that the Senate concurred in the amendment adopted by the House, with an amendment in which the House concurred under a suspension of the rule.

Religious instruction in prisons.

The House Bill relating to executors and administrators residing out of the State, and to service of process upon them, came down passed to be engrossed in concurrence, with amendments, which were referred under the rule to the committee on Probate and Chancery.

Executors and administrators.

#### Bills:

Relating to fees and costs in civil actions (reported on, an order relative to efficiency and economy in the courts of the Commonwealth adopted Feb. 5); and

Bills.

Relating to sewerage in the city of Chelsea (reported on a petition); and a

Resolve providing for biennial elections and biennial sessions of the Legislature (reported on the Governor's address);

Biennial sessions.

Were severally read, and ordered to a second reading.

#### *Bills Enacted.*

##### Engrossed bills:

Bills enacted.

To incorporate the Worcester Continentals; and

To extend the time, and to amend the act, for building the Squantum free bridge;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

#### *Reports of Committees.*

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill in relation to the compensation of street commissioners of the city of Boston ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Boston street commissioners.

By Mr. Hyde of Boston, from the committee on Retrenchment, that the Bill relating to clerical assistance of registers of probate and insolvency, and establishing the compensation of the same, ought to pass in a new draft with the same title. Read, and, under suspension of Rule 42, ordered to a second reading.

Clerical assistance for registers of probate.

*Orders of the Day.*

Orders of the  
day.

**Reports:**

Of the committee on Education, inexpedient to legislate, on an order relative to abolishing the school-district system;

Of the committee on Street Railways, leave to withdraw, on the petitions of L. A. Bigelow and C. E. Powers and others, for elevated railways in the city of Boston; and

Of the committee on Constitutional Amendments, inexpedient to legislate:

On so much of the Governor's address as relates to limiting the sessions of the Legislature to one hundred days; and

On so much of the Governor's address as relates to establishing the pay of members of the Legislature;

Were severally accepted in concurrence.

**Bills:**

To establish the salaries of the district-attorneys and the assistant district-attorneys, and the clerk of the district-attorney for the Suffolk District;

Concerning the officers in attendance upon the superior court for the county of Suffolk;

Relating to bail in criminal cases in Suffolk County;

Relating to the municipal court of the city of Boston;

For the protection and preservation of birds, birds' eggs, deer, and game;

Relating to commitments to the Reformatory Prison for Women;

In addition to "An Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of Taxes;"

In addition to "An Act in relation to registration and elections in the city of Boston;" and

To amend the charter of the city of New Bedford; and

a  
Resolve in favor of the State beneficiaries in the asylums for the deaf and dumb;

Were severally read a second time, and ordered to a third reading.

The Bill in relation to certain conditions in the policies of insurance companies doing business in this State was further considered, the pending amendments moved by Mr. Tucker of Boston were adopted, and the bill as amended was passed to be engrossed, and sent up for concurrence.

**Bills:**

Relating to the division of the estates of insolvent debtors (amended on motion of Mr. Hastings of Worcester);

To provide for the more accurate registration of vital statistics;

To amend "An Act to regulate the hours of labor in manufacturing establishments;"

Concerning the malicious stopping of trains on railroads; and a

Resolve relative to a uniform system of laws in certain States regulating the hours of labor;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill (on leave) relieving property from double taxation in certain cases, was, on motion of Mr. Noyes of Boston, laid on the table, the question being on its rejection.

The Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners, was read, and, on motion of Mr. Brackett of Boston, postponed for further consideration until next Tuesday, the question being on ordering it to a third reading, pending a motion of Mr. Noyes of Boston, to amend by substituting a "Bill to establish a board of harbor and land commissioners," which was read, and ordered to be printed.

The Resolve directing the board of railroad commissioners to report to the next Legislature certain facts in relation to the duties and proper apportionment of the expenses of said board was read a second time, and, on motion of Mr. Baker of Beverly, postponed for further consideration until next Tuesday, the question being on ordering to a third reading.

The Bill relative to the better protection of fisheries in the town of Westport was considered, and, after debate, was refused a third reading.

The Bill (on leave) relating to the employment of children, and regulations respecting them, was considered, and, after extended debate, was rejected. Subsequently, the orders of the day being laid on the table, Mr. Cummings of Fall River moved to reconsider the vote whereby the House rejected the bill, which motion prevailed; and, after further debate, the bill was again rejected.

At 5.20 adjourned.

THURSDAY, March 20, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Taken from the Files of Last Year.*

Eagle Consolidated Mining Company.

On motion of Mr. Bates of North Brookfield, the petition of the Eagle Consolidated Mining Company, for an Act to dissolve said company, and for repayment of money paid to the secretary of the Commonwealth, was taken from the files of last year, referred to the committee on Claims, and sent up for concurrence.

*Taken from the Table.*

Treasurer's report.

On motion of Mr. Noyes of Boston, the annual report of the treasurer and receiver-general, for the year ending Dec. 31, 1878, was taken from the table, and referred to the committee on Finance.

Attorney-general's report.

On motion of the same gentleman, the annual report of the attorney-general was taken from the table, and referred to the committee on the Judiciary.

Committees.

On motion of the same gentleman, the several orders relative to extending the time for reports of the committees on Agriculture, Banks and Banking, Constitutional Amendments, Insurance, Labor, Towns, and Woman Suffrage, were taken from the table, and, on his further motion, were severally indefinitely postponed.

South-Boston flats.

On motion of Mr. Osgood of Salem, the Resolve in relation to the Commonwealth flats at South Boston was taken from the table, and, on further motion of the same gentleman, was recommitted to the committee on Railroads, pending the question on ordering to a third reading.

Massachusetts Central Railroad.

On motion of the same gentleman, the Bill in relation to the Massachusetts Central Railroad Company was taken from the table, and, on further motion of the same gentleman, was postponed for further consideration until next Wednesday, to be placed first in the orders of the day for that day, the question being on ordering to a third reading.

*Message from the Governor.*

A message was received from the Governor, transmitting a communication from the land commissioners relative to legislation concerning the land and flats at South Boston, and in relation to a junction railroad to connect existing railroads with said flats, which was laid on the table, and ordered to be printed.

South-Boston  
flats.

*Papers from the Senate.*

A Bill to amend chapter 24 of the Acts of the year 1878 relating to contagious and infectious diseases among domestic animals (reported, in part, on the report of the commissioners on contagious diseases among cattle), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Cattle diseases.

A Resolution in relation to securing uniform non-forfeiture laws applicable to all life-insurance companies (being a new draft of a House resolution), adopted by the Senate, was read, and placed in the orders of the day for to-morrow.

Non-forfeiture.

*Discharged from the Orders.*

The Speaker stated, that, if there was no objection, the Bill relating to the decisions of the supreme judicial court would be discharged from the orders of the day, and referred to the committee on Finance, it being found that the bill involved an expenditure of public money. No objection being made, the bill was so referred.

Decisions of  
Supreme Court.

*Reports of Committees.*

By Mr. Howland of Plymouth, from the committee of Conference on the matters of difference between the two branches in relation to the Bill to amend chapter 49 of the General Statutes relating to the inspection and packing of fish, recommending that the House recede from its amendment striking out section 2, and that a new section should be substituted therefor; also recommending that the Senate concur in the House amendment to section 3, and that the House should recede from its amendment inserting a new section after section 3. Read, accepted under suspension of the rule, and sent up for concurrence.

Fish.

By Mr. Clark of Framingham, from the committee on Public Health, that the Bill (recommitted) to enable the park commissioners of the city of Boston to purchase

Jamaica Pond.



estates abutting on Jamaica Pond should be referred to the next General Court. Read, accepted under suspension of the rule, and sent up for concurrence.

Vermont and  
Massachusetts,  
and Connecti-  
cut-river Rail-  
roads.

By Mr. Donnell of Chelsea, from the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, on a petition of Edward Hamilton relative to appropriations for the Troy and Greenfield Railroad and Hoosac Tunnel, in part, a Bill in relation to the grade-crossing of the Vermont and Massachusetts, and Connecticut-river railroads in Deerfield.

Assistant clerks  
of Senate and  
House.

By Mr. Brackett of Boston, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill to amend section 3 of chapter 78 of the Acts of the year 1879 relating to the salaries of the assistant clerks of the Senate and House of Representatives.

Severally read, and ordered to a second reading, Rule 42 having been suspended in the case of the bill last named.

### *Orders of the Day.*

Orders of the  
day.

The Bill in relation to the Commonwealth's flats at South Boston was read a second time, and, on motion of Mr. Park of Cambridge, was laid on the table.

#### Bills:

To set off a part of the city of Taunton to the town of Berkley;

In relation to the prosecution of offences against laws regarding sales of intoxicating liquors (having been amended on motion of Mr. Whitney of Stow, and its title having been amended to read "Bill in relation to criminal prosecutions"); and

Relating to sewerage in the city of Chelsea;

Were severally read a second time, and ordered to a third reading.

The Bill concerning the officers in attendance upon the superior court for the county of Suffolk was read a third time, passed to be engrossed, and sent up for concurrence.

#### Bills:

In addition to "An Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of taxes" (its title having been changed by the committee on Bills in the Third Reading to read "Bill in addition to 'An Act to amend an act in relation to the collection of taxes'");

In addition to "An Act in relation to registration and elections in the city of Boston;" and

To amend the charter of the city of New Bedford; and  
Resolves:

In relation to the use of safety switches on railroads; and

In favor of the State beneficiaries in the asylums for the deaf and dumb;

Were severally read a third time, and passed to be engrossed in concurrence.

The report of the committee on Labor, leave to withdraw, on the petition of P. O'Toole and others, for a law providing that town-halls shall be free for certain public meetings, was considered, pending a motion of Mr. Mellen of Worcester to amend by substituting a Bill to secure to the people the use of town-halls and other halls used by towns and cities. This proposed substitute was amended on motion of Mr. Walker of Worcester; and the yeas and nays were ordered on the question of substituting the bill as amended, on request of Mr. Sparrow of Cambridge. The roll being called, the amendment was rejected by a vote of 93 yeas to 96 nays, as follows:—

## YEAS.

Messrs. Aldrich, Charles P.  
Atkinson, Benjamin F.  
Baker, John I.  
Barnard, Abner.  
Berry, John F.  
Bradstreet, Dudley.  
Brown, Horace.  
Bryan, James H.  
Carberry, William H.  
Clark, Lyman.  
Clough, Benjamin.  
Coggin, William S.  
Crosby, Isaac N.  
Crowell, Edward P.  
Crowley, Jeremiah J.  
Crowley, Robert E.  
Cummings, John W.  
Donnell, Elbridge C.  
Emery, Levi.  
Ferson, Charles H.  
Flood, John T.  
Foss, William A.  
Glover, George D.  
Graham, James B.

Messrs. Harden, George P.  
Hastings, Thomas J.  
Henry, Neil.  
Hoar, William M.  
Holbrook, Jonathan.  
Howes, Thomas P.  
Ingraham, William H.  
James, John F.  
Joyce, John.  
Kelley, Joseph J.  
Kimball, D. Smith.  
Lawton, James M.  
Leary, Frank D.  
Leonard, Marcus.  
Litchman, Charles H.  
Loring, Chauncy.  
Lyon, William.  
Macomber, William P.  
Marsh, Edwin W.  
Maynard, Elisha B.  
McCafferty, Matthew J.  
McGeough, James A.  
McGlynn, Patrick M.  
Mellen, James H.

**Messrs.** Mooney, Daniel S.  
 Morse, Leander B.  
 Moulton, Jesse.  
 Murphy, Patrick F.  
 Nichols, Joseph J.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Osgood, Charles S.  
 Paddack, Henry.  
 Park, George W.  
 Peabody, John W.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Quigley, James L.  
 Reed, William, jun.  
 Reynolds, Samuel M.  
 Rich, Stephen.  
 Roach, Richard.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Rowe, Amos.  
 Russell, Thomas.

**Messrs.** Sampson, George T.  
 Sanders, William.  
 Savery, William.  
 Scott, Augustus E.  
 Seeley, Montreasor S.  
 Sheldon, Henry S.  
 Smith, Maloy J.  
 Soule, Rufus A.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stetson, George F.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Trussell, Rufus.  
 Varnum, Leavitt R. J.  
 Walker, Joseph H.  
 Ware, Horace E.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Wood, David F.  
 Woodbury, George D.

#### NAYS.

**Messrs.** Adams, Albert S.  
 Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Bond, George H.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Luther J.  
 Brown, William H.  
 Bulloch, Andrew.  
 Burr, Benjamin F.  
 Callender, Edward B.  
 Clark, Joel C.  
 Clark, Wilder P.  
 Colburn, George F.  
 Coleman, Lewis.  
 Converse, Elisha S.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.

**Messrs.** Cushing, Matthew H.  
 Damon, Samuel R.  
 Daniels, Elijah B.  
 Davis, Joseph W.  
 Eastabrooks, James E.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hathaway, Judah.  
 Hill, Hamilton A.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Hooper, John H.  
 Howland, Charles H.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Johnson, Henry A.  
 Kimball, Albert.

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|---------------------------|--------------------------|
| Messrs. Ladd, Charles R.  | Messrs. Rice, Leonard B. |
| Lawrence, Sumner P.       | Ricketts, William J.     |
| Lewis, Bangs A.           | Russell, Solomon N.      |
| Lincoln, Arthur.          | Smith, Elizur.           |
| Lincoln, Elmer.           | Smith, Joseph.           |
| Livermore, Rufus.         | Smyth, William A. S.     |
| Lovell, Andrew.           | Sparrow, James H.        |
| Lowther, George W.        | Stuart, William J.       |
| Magee, James P.           | Thayer, Tyler.           |
| Mather, Benjamin F., jun. | Tilden, William S.       |
| McCulloch, Leonard.       | Tucker, Payson E.        |
| Monroe, Alfred C.         | Tufts, Arthur W.         |
| Morton, Frank H.          | Wadlin, Daniel H.        |
| Murray, Joseph.           | Wardwell, Henry.         |
| Nickerson, Richard E.     | Warren, Orrin.           |
| Norton, John B.           | Whiting, Hiram.          |
| Paige, Lucius R.          | Whitney, Edwin.          |
| Paine, Samuel C.          | Whittemore, Jonathan.    |
| Powers, Henry W.          | Wilde, Joseph D.         |
| Pratt, Edwin B.           | Willis, George D.        |
| Pynchon, William.         | Wiswell, Joseph.         |
| Randall, David.           | Witherell, William D.    |
| Ranlett, Charles E.       | Wonson, Charles H.       |
| Reed, John D.             | Wright, Francis W.       |

Yeas, 93 ; nays, 96.

On this question Mr. Everson of Hanover, who, it was announced, would have voted in the affirmative, was paired with Mr. Prescott of Boston.

The report was then accepted, and sent up for concurrence.

The report of the committee on Labor, leave to withdraw, on the petition of G. Boos and others, that Berlin gilt-mouldings may not be made by convict-labor in the penal institutions of the Commonwealth, was considered, pending a motion by Mr. Mellen of Worcester to substitute a Resolve in relation to the manufacture of Berlin gilt-mouldings at the Concord State Prison. After extended debate, the yeas and nays were ordered on the question of substitution, on request of Mr. Cummings of Fall River ; and, the roll being called, the amendment was lost by a vote of 42 yeas to 71 nays, as follows :—

#### YEAS.

|                            |                           |
|----------------------------|---------------------------|
| Messrs. Atkinson, Benj. F. | Messrs. Burke, William J. |
| Baker, John I.             | Carberry, William H.      |
| Brown, Horace.             | Crowley, Jeremiah J.      |

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| <b>Messrs.</b> Cummings, John W. | <b>Messrs.</b> Lyon, William. |
| Davis, Joseph W.                 | Maynard, Elisha B.            |
| Day, Thomas H.                   | McGeough, James A.            |
| Desmond, Cornelius.              | McGlynn, Patrick M.           |
| Dickinson, Ethan D.              | McMahon, John F.              |
| Fitz Gerald, Thomas F.           | Mellen, James H.              |
| Flood, John T.                   | Morse, Leander B.             |
| Foss, William A.                 | O'Connor, Dennis.             |
| Graham, James B.                 | O'Neil, Joseph H.             |
| Hines, Francis E.                | Pinkham, Daniel R.            |
| Jenkins, Edward J.               | Quigley, James L.             |
| Joyce, John.                     | Reed, William, jun.           |
| Kelley, Joseph J.                | Roach, Richard.               |
| Kimball, D. Smith.               | Robinson, Amasa C.            |
| Leary, Frank D.                  | Rockwell, Francis W.          |
| Leonard, Marcus.                 | Spillane, Timothy B.          |
| Lincoln, Charles S.              | Stetson, George F.            |
| Litchman, Charles H.             | Wentworth, Charles A.         |

## NATS.

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|---------------------------------|---------------------------------|
| <b>Messrs.</b> Ames, Azcl, jun. | <b>Messrs.</b> Ladd, Charles R. |
| Bartlett, Charles R.            | Lincoln, Arthur.                |
| Bates, Theodore C.              | Loring, Chauncy.                |
| Beebe, Eleazer S.               | Lovell, Andrew.                 |
| Beeching, Richard.              | Lowther, George W.              |
| Bolles, Matthew.                | Macomber, William P.            |
| Bond, George H.                 | McCulloch, Leonard.             |
| Brown, William H.               | Murray, Joseph.                 |
| Bulloch, Andrew.                | Nickerson, Richard E.           |
| Burr, Benjamin F.               | Norton, John B.                 |
| Clark, Lyman.                   | Noyes, Charles J.               |
| Clarke, Henry S.                | Paddack, Henry.                 |
| Crocker, Elisha, jun.           | Paige, Lucius R.                |
| Crowell, Edward P.              | Park, George W.                 |
| Emery, Levi.                    | Prescott, Charles J.            |
| Ferson, Charles H.              | Pyncheon, William.              |
| Fish, Isaiah.                   | Randall, David.                 |
| Fowler, Francis E.              | Reed, John D.                   |
| Fuller, Henry W.                | Ricketts, William J.            |
| Hall, Eben A.                   | Russell, Solomon N.             |
| Hastings, Thomas J.             | Russell, Thomas.                |
| Hill, Hamilton A.               | Scott, Augustus E.              |
| Holmes, Horace M.               | Sherburne, John H.              |
| Howland, Charles H.             | Shipman, Jonathan E.            |
| Hoyt, Richard H.                | Smith, Elizur.                  |
| Humphrey, Robert.               | Smith, Joseph.                  |
| Hyde, Henry D.                  | Smith, Maloy J.                 |
| Ingraham, William H.            | Smyth, William A. S.            |
| James, John F.                  | Sowdon, Arthur J. C.            |

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|---------------------------|---------------------------|
| Messrs. Sparrow, James H. | Messrs. Wadlin, Daniel H. |
| Sweetser, John.           | Walker, Joseph H.         |
| Thayer, Edward F.         | Ware, Horace E.           |
| Thomas, Edward I.         | Warren, Orrin.            |
| Trussell, Rufus.          | Wilde, Joseph D.          |
| Tucker, Payson E.         | Woodbury, George D.       |
| Tufts, Arthur W.          |                           |

Yeas, 42 ; nays, 71.

On this question. Messrs. Henry of Boston, Seeley of Woburn, Murphy of Boston, Berry of Stoneham, Rich of Gloucester, Nichols of Lawrence, Crowley of Lowell, Proctor of Marblehead, Pickman of Lowell, and Hoar of Lowell, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Stone of Winchester, Fiske of Needham, Marsh of Quincy, Donnell of Chelsea, Sheldon of Southampton, Lewis of Provincetown, Copeland of West Bridgewater, Magee of Malden, Hart of Taunton, and Harden of Bridgewater.

The report was then accepted, and sent up for concurrence.

At 5.25 adjourned.

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FRIDAY, March 21, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Jennings of Fall River, petition of James M. J. M. Morton. Morton of Fall River, that his acts and doings as a justice of the peace may be legalized and confirmed. Referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

By Mr. Tufts of Boston, petition of Jones, McDuffee, & Stratton, and others, in aid of the petition of the Massachusetts Central Railroad. Placed on file. Massachusetts Central Railroad.

*Order.*

The following order, offered by Mr. Bryan of Westfield, was, at the request of Mr. Baker of Beverly, laid over until Monday :

Hour of  
meeting.

*Ordered*, That on and after Tuesday, March 25, the House, until otherwise ordered, shall meet at half-past ten o'clock A.M., except on Mondays and Saturdays; and, whenever the House shall be in session at half-past twelve o'clock P.M., the Speaker shall declare a recess until two o'clock.

*Papers from the Senate.*

Worcester and  
Nashua Rail-  
road.

The petition of the Worcester and Nashua Railroad Company, for leave to mortgage its road, was referred in concurrence, under suspension of the 20th joint Rule, to the committee on Railroads.

Summons in  
suits.

Notice was received from the Senate, that the House Bill to amend chapter 136 of the Acts of the year 1865 relating to service of summons in suits against certain corporations had been rejected by that branch.

*Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

To incorporate the Massachusetts Public Health Association;

To preserve the purity of the water-supply of the city of Springfield;

To incorporate the International Trust Company;

To authorize the construction of a dike in the town of Westfield;

Concerning the bonds of town treasurers and collectors;

To authorize the superior court to compel the attendance of witnesses and the giving of testimony before the railroad commissioners; and

Relating to the civil jurisdiction of the municipal court of the city of Boston;

(Which severally originated in the House);

To establish the salaries of the adjutant-general and the several employes in the military department;

In relation to licensing vehicles to convey persons to and from the State muster-field in the town of Framingham;

Concerning the change of the gauge of their tracks by railroad corporations;

To amend chapter 126 of the Acts of the year 1875 relative to religious instruction in prisons; and

To authorize the Highland Street-railway Company to increase its capital stock;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves :

To re-imburse the city of Boston for abating a nuisance ;

Resolves  
passed.

and

In relation to the employment by railroad corporations  
of persons afflicted with color-blindness ;

( Which severally originated in the Senate ) ;

Were severally passed, signed, and sent to the Senate.

### *Reports of Committees.*

By Mr. Whitney of Stow, from the committee on Claims, leave to withdraw, on the petition of Patrick McCarty, for back State aid.

P. McCarty.

By Mr. Lincoln of Somerville, from the same committee, leave to withdraw, on the petition of the Eagle Consolidated Mining Company, for an act to dissolve said company, and for repayment of money paid to the secretary of the Commonwealth.

Eagle Consolidated Mining Company.

By Mr. Webber of Cambridge, from the committee on Retrenchment, leave to withdraw, on the petition of the town of Deerfield, for amendment of the laws relative to the pay of assessors and school committees.

Assessors and school committees.

Severally read, and placed in the orders of the day for Monday.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, no legislation necessary, on the annual report of the attorney-general. Read, and accepted under suspension of the rule.

Attorney-general's report.

By Mr. Callender of Boston, from the committee on Probate and Chancery, that the Senate Bill to amend chapter 109 of the General Statutes relating to guardians and wards ought to pass.

Guardians and wards.

By Mr. Scott of Lexington, from the same committee, that the Senate Bill concerning the jurisdiction of the supreme judicial court and probate courts as to wills ought to pass.

Wills.

By Mr. Wardwell of Peabody, from the same committee, that the Senate Bill relating to proceedings in probate courts ought to pass.

Probate courts.

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Bill to establish a board of commissioners of prisons ought to pass with certain amendments.

Commissioners of prisons.

Severally placed in the orders of the day for Monday, for a second reading.



eration until Monday, pending a motion of Mr. Ferson of Chelsea, to amend by substituting a "Bill in relation to ferries in the city of Boston," which was read, and ordered to be printed.

The Bill exempting from taxation United-States bonds invested in savings banks was read a second time, its title was amended, as recommended by the committee on Banks and Banking, so as to read "Bill to exempt from taxation deposits in savings banks invested in United-States bonds;" and, pending the question on ordering to a third reading, it was, on motion of Mr. Bennett of Boston, laid on the table.

The Bill in relation to savings banks was read a second time, its title amended, as recommended by the committee on Banks and Banking, so as to read, "Bill in relation to the taxation of deposits in savings banks;" and, pending the question on ordering to a third reading, it was, on motion of Mr. Bennett of Boston, laid on the table.

The Bill relating to conveyances of land on the Back Bay was read a second time, and, pending the question on ordering to a third reading, was postponed for further consideration until Monday, on motion of Mr. Noyes of Boston.

The Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea, was read a third time, amended as recommended by the committee on Bills in the Third Reading, and pending the question on its engrossment, and pending several amendments moved by Messrs. Callender, Brackett, and Tufts of Boston, and Maynard of Springfield, it was, on motion of the last-named gentleman, postponed for further consideration until Monday.

On motion of Mr. Jennings of Fall River, the House non-concurred in the Senate amendments to the House Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth; and the bill was sent to the Senate indorsed accordingly.

The Bill to incorporate the town of Cottage City was read a third time, and, pending the question on its engrossment, was, on motion of Mr. Noyes of Boston, postponed for further consideration until Monday.

The Bill to provide for the recovery of damages for

injuries caused by the use of intoxicating liquors was read a second time, and pending the question on ordering to a third reading, and pending amendments moved by Mr. Jennings of Fall River, was, on motion of Mr. Bennett of Boston, postponed for further consideration until Monday.

The Resolution in relation to securing uniform non-forfeiture laws applicable to all life-insurance companies was adopted in concurrence.

**Bills :**

Concerning the fees of deputy-sheriffs ;

To amend chapter 188 of the Acts of the year 1876 concerning elections ;

Authorizing probate courts to protect the rights of husbands, wives, and minor children ;

In relation to the grade-crossing of the Vermont and Massachusetts and Connecticut-river Railroads in Deerfield ; and

To amend section 3 of chapter 78 of the Acts of the year 1879 relating to the salaries of the assistant clerks of the Senate and House of Representatives ;

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being laid on the table, on motions of Mr. Noyes of Boston, the rule was suspended in each case, and the bills were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill for the further protection of fish and game was further considered. The pending amendment, recommended by the committee on Agriculture, was rejected. Amendments moved by Messrs. Clark of Framingham and Nichols of Lawrence were adopted, and the bill was then refused a third reading.

**Bills :**

Relating to the construction of bridges, by the Fall-River, Warren, and Providence Railroad Company, over Cole's River and Lee's River (amended on motions of Messrs. Hill of Boston, and Eastabrooks of Swansea) ;

To provide for certain returns to be made by water boards, commissions, and companies ;

Authorizing a fund for the expenses of the executive department ; and

To amend chapter 24 of the Acts of the year 1878 relating to contagious and infectious diseases among domestic animals ; and a

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To provide for certain returns to be made by water boards, commissions, and companies ;

Authorizing a fund for the expenses of the executive department ; and

To amend chapter 24 of the Acts of the year 1878 relating to contagious and infectious diseases among domestic animals ; and a

Resolve in favor of the commissioners on contagious diseases among cattle ;

Were severally read a second time, and ordered to a third reading.

**Bills :**

To provide for the sewage of the Reformatory Prison for Women at Sherborn (its title having been amended by the committee on Bills in the Third Reading by inserting the words "disposal of" before the word "sewage") ;

Relating to bail in criminal cases in Suffolk County (its title having been amended by the committee on Bills in the Third Reading by substituting "the county of Suffolk" for "Suffolk County") ; and

In relation to criminal prosecutions ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relating to sewerage in the city of Chelsea was read a third time, and passed to be engrossed in concurrence.

The Bill to authorize the supplying steam and hot water by gas companies and other corporations was read a second time, and, pending an amendment moved by Mr. Walker of Worcester, the orders of the day were laid on the table.

At 5.20 adjourned.

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MONDAY, March 24, 1879.

Met, according to adjournment, at 2 o'clock.

Prayer was offered by the Chaplain.

*Petition Presented.*

Massachusetts  
Central Rail-  
road.

By Mr. Thayer of Boston, petition of Messrs. Converse, Clark, & Co., and 100 others, in aid of the petition of the Massachusetts Central Railroad. Placed on file.

*Introduced on Leave.*

Insolvent corpo-  
rations.

By Mr. Jennings of Fall River, a Bill relative to capitalizing the indebtedness of insolvent and bankrupt corporations. Read, and referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

*Order.*

The order offered Friday by Mr. Bryan of Westfield relative to the hour of meeting, and laid over, was adopted; a substitute therefor, offered by Mr. Fuller of Boston, being rejected.

Hour of meeting.

The following order, offered by Mr. Hill of Boston, was, at his request, laid over until to-morrow:

Election-sermon.

*Ordered*, That Thursday next, March 27, at half-past two P.M., be assigned as the time for the choice by ballot of a preacher of the annual election-sermon for 1880.

*Papers from the Senate.*

The report of the committee of Conference, on the matter of difference between the two branches in relation to the bill relating to the fees of jurors, that the House concur in the amendment at [A], and that the Senate recede from its amendment at [B], accepted by the Senate, was read, and accepted in concurrence, under suspension of the rule.

Fees of jurors.

The petition of the overseers of the poor of Brewster, for re-imbursement for State aid paid the child of George S. Eldridge, came down, referred in non-concurrence to the next General Court.

Brewster —  
George S. Eldridge.

*Bills:*

To establish the salaries of the justices and clerks of the district and police courts in the county of Middlesex (reported, in part, on various matters relating to retrenchment); and

Justices and clerks — Middlesex County.

Concerning the Massachusetts Agricultural College (reported on an order relative to expenses of the Agricultural College, and an order relative to the report of the trustees of said college);

Agricultural College.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

*Reports of Committees.*

By Mr. Mellen of Worcester, from the committee on Labor, on an order relative to convict-labor and several petitions relative to the same subject, that an order should be adopted providing for a joint special committee, to sit during the recess, to investigate the subject, and to report to the Legislature at its next annual session.

Convict-labor.

Read, and placed in the orders of the day for to-morrow.

Foreign executors and administrators.

By Mr. Whitney of Stow, from the committee on Probate and Chancery, that the House should concur in the Senate amendments to the House Bill relating to executors and administrators residing out of the State, and to service of process upon them. Read, and, under suspension of the rule, the House concurred in said amendments.

J. M. Morton.

By Mr. Jennings of Fall River, from the committee on the Judiciary, on a petition, a Resolve confirming the acts of James M. Morton as a justice of the peace. Read once, and, under suspension of the rule moved by Mr. Jennings, read a second and a third time, passed to be engrossed, and sent up for concurrence.

By Mr. Hyde of Boston, from the committee on Retrenchment, on an order relative to promoting efficiency and economy in district or other courts, in part, bills:

Records in Supreme and Superior Courts,

To promote economy and uniformity in the records of the clerks of the supreme judicial and the superior courts; and

Equity practice.

Providing for the better administration of equity practice.

Severally read, and ordered to a second reading.

#### *Orders of the Day.*

Orders of the day.

Reports of the committee on Claims, leave to withdraw:

On the petition of the Eagle Consolidated Mining Company, for an act to dissolve said company, and for repayment of money paid to the secretary of the Commonwealth; and

On the petition of Patrick McCarty, for back State aid; and

Of the committee on Retrenchment, leave to withdraw, on the petition of the town of Deerfield, for amendment of the laws relative to the pay of assessors and school committees;

Were severally accepted, and sent up for concurrence.

The Bill to amend chapter 24 of the Acts of the year 1878 relating to contagious and infectious diseases among domestic animals was read a third time, and passed to be engrossed in concurrence.

The report of the committee on Roads and Bridges, leave to withdraw, on the petition of the mayor of Boston in regard to the East-Boston ferries, was further considered. Mr. O'Neil of Boston moved to amend the bill

moved as a substitute for the report by Mr. Ferson of Chelsea, by substituting for the third section a new section providing that the act should take effect when accepted by a majority of the legal voters of the city of Boston at a special meeting called for that purpose.

On motion of Mr. Noyes of Boston, it was voted that the debate be closed at twelve o'clock noon to-morrow, unless a vote be sooner reached.

Pending the consideration of the report and proposed amendments, the House

At 5.15 adjourned.

TUESDAY, March 25, 1879.

Met, according to adjournment, at 10.30 o'clock.

Prayer was offered by the Chaplain.

*Taken from the Table.*

On motions of Mr. Osgood of Salem, the communication from the land commissioners relative to legislation concerning the land and flats at South Boston, and in relation to a junction railroad to connect existing railroads with said flats, was taken from the table, referred to the committee on Railroads, and sent up for concurrence.

South-Boston  
flats.

*Orders.*

The order offered yesterday by Mr. Hill of Boston, and laid over, relative to the choice of a preacher of the annual election-sermon was adopted.

Election-ser-  
mon.

The following order, offered by Mr. Lowther of Boston, was adopted, and sent up for concurrence:

Ibid.

*Ordered,* That hereafter the annual election-sermon shall be delivered in the hall of the House of Representatives before both branches of the Legislature.

*Papers from the Senate.*

The petition of William F. Trowbridge and 405 others, in aid of the petition of the Massachusetts Central Railroad, was placed on file.

Massachusetts  
Central Rail-  
road.

*Bills:*

To confirm and make valid the election and organization of the trustees of the Eggleston-Square Methodist-

Eggleston-Square  
Methodist Epis-  
copal Church.



Episcopal Church in Boston (reported on a bill introduced on leave in the Senate);

**Salary bills.**

To establish the salaries of the justices and clerks of the district and police courts in the county of Worcester;

To establish the salaries of the justice and clerk of the district court of Eastern Norfolk;

To establish the salaries of the justices and clerks of the district and police courts in the county of Berkshire;

To establish the salaries of the justices of the district and police courts in Hampden County, and of the clerk of the police court of Springfield;

To establish the salaries of the justices and clerks of the district and police courts in the county of Essex; and

To establish the salaries of the justices and clerks of the district courts in the county of Bristol;

Severally reported, in part, on an order relative to promoting economy and efficiency in courts, passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

An engrossed Bill to establish the salaries of the adjutant-general, and the several employés in the military department, which had been enacted on the part of the House, and sent up for concurrence, came down for concurrence in an amendment which had been adopted by the Senate. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in said amendment.

*Bills Enacted, and Resolves Passed.*

**Bills enacted.**

Engrossed bills:

In relation to probate accounts;

To amend the charter of the city of New Bedford;

In relation to the appraisal of animals diseased with glanders or farcy;

In relation to "An Act concerning offences against chastity, morality, and decency;" and

To authorize the town of Cummington to raise money for celebrating the centennial anniversary of its incorporation;

(Which severally originated in the House); and

In addition to "An Act in relation to registration and elections in the city of Boston" (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

## Engrossed resolves:

Resolves passed.

In favor of Mark Pickering; and  
 In favor of John Donnelly;  
 (Which severally originated in the House); and  
 In relation to the use of safety switches on railroads  
 (which originated in the Senate);  
 Were severally passed, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Walker of Worcester, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill relative to the duties of registers of deeds. Registers of deeds.

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, in part, a Bill in addition to an Act making appropriations for the maintenance of the government during the present year. Appropriation Bill No. 10.

Severally read, and ordered to a second reading.

By Mr. Ladd of Springfield, from the committee on Finance, that the Resolve in favor of Carney Hospital ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection. Carney Hospital.

*Orders of the Day.*

## Bills:

Relating to proceedings in probate courts;  
 Concerning the jurisdiction of the supreme judicial court and probate courts as to wills; and  
 To amend chapter 109 of the General Statutes relating to guardians and wards;  
 Were severally read a second time, and ordered to a third reading. Orders of the day.

## Bills:

Relating to the municipal court of the city of Boston; and

Providing for the designation of certain justices of the peace to issue warrants and receive bail in certain cases; and a

Resolve in favor of the commissioners on contagious diseases among cattle;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Roads and Bridges, leave to withdraw, on the petition of the mayor of Boston,

in regard to the East-Boston ferries, was further considered. The pending amendment, moved by Mr. O'Neil of Boston, was lost.

The bill moved as a substitute by Mr. Ferson of Chelsea was amended, on motion of Mr. Noyes of Boston, by striking out section 2; and after debate, the yeas and nays being ordered on request of Mr. Beeching of Boston, the proposed substitute bill was rejected by a vote of 67 yeas to 114 nays, as follows:—

## YEAS.

| Messrs. Adams, Albert S. | Messrs. Leonard, Marcus. |
|--------------------------|--------------------------|
| Atkinson, Benjamin F.    | Levy, Samson.            |
| Baker, John I.           | Lewis, Bangs A.          |
| Beeching, Richard.       | Lincoln, Elmer.          |
| Berry, John F.           | Litchman, Charles H.     |
| Blake, J. Albert.        | Lovell, Andrew.          |
| Bradstreet, Dudley.      | Lyon, William.           |
| Bryan, James H.          | Macomber, William P.     |
| Clough, Benjamin.        | McGeough, James A.       |
| Crowley, Robert E.       | McGlynn, Patrick M.      |
| Davis, Joseph W.         | Mellen, James H.         |
| Day, Thomas H.           | Morton, Elb'ge G., jun.  |
| Dee, John H.             | Nichols, Joseph J.       |
| Desmond, Cornelius.      | O'Connor, Dennis.        |
| Donnell, Elbridge C.     | Peabody, John W.         |
| Ferson, Charles H.       | Pinkham, Daniel R.       |
| Fiske, Alonzo S.         | Proctor, William P.      |
| Fitz Gerald, Thomas F.   | Quigley, James L.        |
| Flood, John T.           | Rice, George W.          |
| Foss, William A.         | Rich, Stephen.           |
| Glines, Jacob T.         | Roach, Richard.          |
| Graham, James B.         | Robinson, Amasa C.       |
| Henry, Neil.             | Rowe, Amos.              |
| Hoar, William M.         | Sampson, George T.       |
| Hollis, Freeman.         | Savery, William.         |
| Howland, Charles H.      | Seeley, Montessor S.     |
| Hoyt, Richard H.         | Shipman, Jonathan E.     |
| James, John F.           | Smith, Joseph.           |
| Jenkins, Edward J.       | Soule, Rufus A.          |
| Joyce, John.             | Spillane, Timothy B.     |
| Kelley, Joseph J.        | Thayer, Frederick.       |
| Keough, Thomas L.        | Warren, Orrin.           |
| Kimball, D. Smith.       | Willis, George D.        |
| Leary, Frank D.          |                          |

## NAYS.

| Messrs. Aldrich, Charles P. | Messrs. Barrett, Richard. |
|-----------------------------|---------------------------|
| Barnard, Abner.             | Bartlett, Charles R.      |

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Bartlett, Joseph F. | Messrs. Lincoln, Charles S. |
| Beebe, Eleazer S.           | Locke, James L.             |
| Bigelow, Francis.           | Loring, Chauncy.            |
| Bolles, Matthew.            | Lowther, George W.          |
| Brackett, John Q. A.        | Marsh, Edwin W.             |
| Brigham, George O.          | Mather, Benj. F., jun.      |
| Brooks, William A.          | McCulloch, Leonard.         |
| Brown, Horace.              | McMahon, John F.            |
| Brown, Luther J.            | Moulton, Jesse.             |
| Brown, William H.           | Murray, Joseph.             |
| Bulloch, Andrew.            | Norton, John B.             |
| Burr, Benjamin F.           | Noyes, Charles J.           |
| Callender, Edward B.        | O'Neil, Joseph H.           |
| Carberry, William H.        | Osgood, Charles S.          |
| Clark, Lyman.               | Paddack, Henry.             |
| Clark, Wilder P.            | Paine, Samuel C.            |
| Coggin, William S.          | Park, George W.             |
| Coleman, Lewis.             | Peck, Walter B.             |
| Copeland, Henry.            | Pickman, John J.            |
| Crocker, Elisha, jun.       | Powers, Henry W.            |
| Crosby, Isaac N.            | Pratt, Edwin B.             |
| Damon, Samuel R.            | Prescott, Charles J.        |
| Daniels, Elijah B.          | Pynchon, William.           |
| Darling, Homer W.           | Ranlett, Charles E.         |
| Emery, Levi.                | Reed, John D.               |
| Fish, Isaiah.               | Reynolds, Samuel M.         |
| Fowler, Francis E.          | Rice, J. M.                 |
| Fuller, Henry W.            | Rice, Leonard B.            |
| Gaylord, William M.         | Russell, Solomon N.         |
| Hale, Edwin B.              | Russell, Thomas.            |
| Hall, Eben A.               | Sanders, William.           |
| Harden, George P.           | Sargent, Edmund P.          |
| Hart, John W.               | Sheldon, Henry S.           |
| Hastings, Thomas J.         | Sowdon, Arthur J. C.        |
| Hathaway, Judah.            | Sparrow, James H.           |
| Holbrook, Jonathan.         | Stanley, John.              |
| Holmes, Horace M.           | Stetson, George F.          |
| Horton, Nathaniel A.        | Stuart, William J.          |
| Hosmer, Frederick N.        | Sweetser, John.             |
| Howes, Thomas P.            | Thayer, Edward F.           |
| Humphrey, Robert.           | Thayer, Tyler.              |
| Hyde, Henry D.              | Thomas, Edward I.           |
| Ingraham, William H.        | Tilden, William S.          |
| Jennings, Andrew J.         | Trussell, Rufus.            |
| Johnson, Henry A.           | Tucker, Payson E.           |
| Kimball, Albert.            | Tufts, Arthur W.            |
| Ladd, Charles R.            | Van Deusen, Merritt.        |
| Lawrence, Sumner P.         | Varnum, Leavitt R. J.       |
| Lawton, James M.            | Walker, Joseph H.           |
| Lincoln, Arthur.            | Ware, Horace E.             |

Messrs. Warren, Alonzo.  
Webster, Abel.  
Whitney, Edwin.  
Wilde, Joseph D.  
Wiswell, Joseph.

Messrs. Witherell, William D.  
Wonson, Charles H.  
Wood, David F.  
Woodbury, George D.  
Wright, Francis W.

Yeas, 67; nays, 114.

On this question Messrs. Cummings of Fall River, Hines, Burke, Murphy, and Crowley of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Hill of Boston, Paige of Cambridge, Bond of Boston, Sherburne of Boston, and Webber of Cambridge.

The report was then accepted in concurrence.

The Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners was further considered. Mr. Litchman of Marblehead moved to amend the bill moved as a substitute by Mr. Noyes of Boston, by substituting therefor a "Bill to establish a board of commissioners of public works" (House Doc. No. 292); which motion was lost. The pending motion of Mr. Noyes, to substitute for the report a "Bill to establish a board of harbor and land commissioners" (House Doc. No. 285), was then rejected by a vote of 67 yeas to 86 nays; the roll being called on request of Mr. Brackett of Boston. The vote was as follows:—

#### YEAS.

Messrs. Adams, Albert S.  
Bartlett, Charles R.  
Bennett, James W.  
Berry, John F.  
Blake, J. Albert.  
Bolles, Matthew.  
Brown, Luther J.  
Callender, Edward B.  
Clark, Joel C.  
Clark, Lyman.  
Clarke, Henry S.  
Crowley, Robert E.  
Cummings, John W.  
Cushing, Matthew H.  
Davis, Joseph W.  
Dee, John H.  
Donnell, Elbridge C.  
Ferson, Charles H.

Messrs. Fiske, Alonzo S.  
Fitz Gerald, Thomas F.  
Flood, John T.  
Fuller, Henry W.  
Glines, Jacob T.  
Harden, George P.  
Hathaway, Judah.  
Hill, Hamilton A.  
Hoar, William M.  
Holmes, Horace M.  
Hooper, John H.  
Howes, Thomas P.  
Humphrey, Robert.  
Jenkins, Edward J.  
Keough, Thomas L.  
Leonard, Marcus.  
Lincoln, Arthur.  
Livermore, Rufus.

Messrs. Lovell, Andrew.  
 Macomber, William P.  
 McCullock, Leonard.  
 McGeough, James A.  
 McMahon, John F.  
 Mooney, Daniel S.  
 Nickerson, Richard E.  
 Norton, John B.  
 Noyes, Charles J.  
 Osgood, Charles S.  
 Paddock, Henry.  
 Park, George W.  
 Ranlett, Charles E.  
 Rockwell, Francis W.  
 Scott, Augustus E.  
 Seeley, Montessor S.

Messrs. Sherburne, John H.  
 Smyth, William A. S.  
 Sowdon, Arthur J. C.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Trussell, Rufus.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Whiting, Hiram.  
 Wilde, Joseph D.  
 Wiswell, Joseph.

## NATS.

Messrs. Atkinson, Benj. F.  
 Baker, John I.  
 Barrus, Alvan.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bigelow, Francis.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, William H.  
 Bryan, James H.  
 Carberry, William H.  
 Clough, Benjamin.  
 Crowley, Jeremiah J.  
 Daniels, Elijah B.  
 Day, Thomas H.  
 Dickinson, Ethan D.  
 Emery, Levi.  
 Fish, Isaiah.  
 Foss, William A.  
 Fowler, Francis E.  
 Gaylord, William M.  
 Graham, James B.  
 Hines, Francis E.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Hyde, Henry D.  
 Ingraham, William H.

Messrs. Johnson, Henry A.  
 Joyce, John.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawton, James M.  
 Lincoln, Elmer.  
 Locke, James L.  
 Loring, Chauncy.  
 Lowther, George W.  
 Lyon, William.  
 Magee, James P.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 McGlynn, Patrick M.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Morse, Leander B.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Peabody, John W.  
 Peck, Walter B.  
 Pickman, John J.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Pyncheon, William.  
 Reed, John D.  
 Reynolds, Samuel M.  
 Rice, J. M.

|                         |                        |
|-------------------------|------------------------|
| Messrs. Roach, Richard. | Messrs. Stanley, John. |
| Robinson, Amasa C.      | Stetson, George F.     |
| Russell, Solomon N.     | Stone, Josiah F.       |
| Sampson, George T.      | Stuart, William J.     |
| Savery, William.        | Thayer, Tyler.         |
| Sheldon, Henry S.       | Tilden, William S.     |
| Shipman, Jonathan E.    | Tucker, Payson E.      |
| Smith, Joseph.          | Wadlin, Daniel H.      |
| Smith, Maloy J.         | Walker, Joseph H.      |
| Soule, Rufus A.         | Webber, Alonzo C.      |
| Sparrow, James H.       | Webster, Abel.         |
| Spillane, Timothy B.    | Woodbury, George D.    |

Yeas, 67 ; nays, 86.

On this question Messrs. Hall of Greenfield, Horton of Salem, Rich of Gloucester, Lewis of Provincetown, Brooks of Haverhill, Willis of Braintree, Prescott of Boston, Sanders of New Bedford, Colburn of Leominster, Howland of Plymouth, Jennings of Fall River, James of Essex. Ames of Wakefield, Rowe of Rockport, and Hale of Cambridge, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Aldrich of Deerfield, Litchman of Marblehead, Clark of Winchendon, Van Deusen of Westfield, Mellen of Worcester, Marsh of Quincy, Witherell of Norton, Hastings of Worcester, Hart of Taunton, Hartshorn of Worcester, Darling of Mendon, Kelley of Cambridge, Russell of Boston, Burr of Ludlow, and Hollis of Weymouth. The bill was then ordered to a third reading.

At 4.50 adjourned.

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WEDNESDAY, March 26, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Worcester —  
Quinsigamond  
Avenue.

By Mr. Hastings of Worcester, petition of the city of Worcester, for an act to extend the time within which said city may construct Quinsigamond Avenue. Referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

By Mr. Marsh of Quincy, remonstrance of Charles F. Adams, jun., and others, against the passage of the Bill concerning the Massachusetts Agricultural College (which provides for devoting a part of the dog-tax to said college). Placed on file.

Agricultural  
College — dog-  
tax.

By Mr. Russell of Boston, petition of Nash, Spaulding, & Co., in aid of the Bill in relation to the Massachusetts Central Railroad Company. Placed on file.

Massachusetts  
Central Rail-  
road.

*Papers from the Senate.*

The petition of the mayor of Boston, for amendment of chapter 136 of the Acts of the year 1876 to empower the city of Boston to lay and maintain a main sewer discharging at Moon Island in Boston Harbor, was referred in concurrence to the committee on Public Health, under suspension of the 20th joint Rule.

Moon-Island  
sewer.

The report of the committee on Education, leave to withdraw, on the petition of the school committee of Lowell, for amendment of the law relating to the employment of children, and regulations respecting them, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

Employment of  
children.

The Bill concerning the fee for certificates of insanity came down, passed to be engrossed in concurrence, with certain amendments. Placed in the orders of the day for to-morrow, the question being on concurring in the amendments.

Fee for certifi-  
cates of insanity.

The Bill concerning the commitment of lunatics to hospitals came down, passed to be engrossed in concurrence, with certain amendments, in which the House concurred under suspension of the rule.

Commitment of  
lunatics.

The Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth, came down with the indorsement that the Senate insisted on its amendments, and asked for a committee of conference, Messrs. White of Plymouth, Norton and Ely, being appointed on its part. The House concurred; and Messrs. Jennings of Fall River, Bates of North Brookfield, and Burke of Boston, were appointed on its part.

Clapp and  
Ballou.

*Reports of Committees.*

By Mr. Clark of Petersham, from the committee on Parishes and Religious Societies, on a petition, a Bill to

Woburn society  
Methodist-Epis-  
copal Church.



confirm the corporate organization of the trustees of the Woburn society of the Methodist-Episcopal Church. Read, and ordered to a second reading.

*Discharged from the Orders.*

Massachusetts  
Central Rail-  
road.

On motion of Mr. Gaylord of Northampton, the Bill in relation to the Massachusetts Central Railroad Company was discharged from the orders of the day, and postponed for further consideration until next Tuesday, pending the question on ordering to a third reading, and pending amendments moved by Mr. Park of Cambridge, which were ordered to be printed.

*Bills Enacted, and Resolve Passed.*

Bills enacted.

Engrossed bills:

In addition to "An Act making appropriations for expenses authorized in the year 1878, and for other purposes;"

To authorize the appointment of a special harbor-master at Oak Bluffs, Martha's Vineyard; and

To punish persons retaining property obtained by crime after conviction thereof;

(Which severally originated in the House);

In addition to "An Act in relation to the collection of taxes;"

Relating to sewerage in the city of Chelsea; and

To provide for supplying the State Prison at Concord with pure water;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Resolve passed.

An engrossed Resolve in favor of the State beneficiaries in the asylums for the deaf and dumb (which originated in the Senate) was passed, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

The Resolve directing the board of railroad commissioners to report to the next Legislature certain facts in relation to the duties and proper apportionment of the expenses of said board was, on motion of Mr. Osgood of Salem, laid on the table, pending the question on ordering it to a third reading.

Bills:

To confirm and make valid the election and organization of the trustees of the Eggleston-Square Methodist-Episcopal Church in Boston;

To establish the salaries of the justices and clerks of the district courts in the county of Bristol ; and

Relating to fees and costs in civil actions ;

Were severally read a second time, and ordered to a third reading.

The Bill relating to conveyances of land on the Back Bay was further considered, and ordered to a third reading.

**Bills:**

Relating to proceedings in probate courts ;

Concerning the jurisdiction of the supreme judicial court and probate courts as to wills ; and

To amend chapter 109 of the General Statutes relating to guardians and wards ;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea was further considered. The pending amendments moved by Mr. Brackett of Boston, and a further amendment moved by Mr. Hyde of Boston, were adopted. Pending amendments moved by Messrs. Tufts and Callender of Boston, and further amendments moved by Messrs. Ware of Milton, and Fuller of Boston, were severally rejected ; and the bill as amended was passed to be engrossed, and sent up for concurrence.

The Bill to incorporate the town of Cottage City was further considered. A motion of Mr. Bryan of Westfield, to amend by substituting for the name "Cottage City," wherever it appeared in the bill, the name "Oak Bluffs," was carried. Further amendments moved by Messrs. Clough of Tisbury, and Ingraham of Watertown, were adopted. On the main question, on the engrossment of the bill, the yeas and nays were called on request of Mr. Bennett of Lowell ; and, the roll being called, the bill was rejected by a vote of 92 yeas to 92 nays, as follows :—

**YEAS.**

**Messrs.** Atkinson, Benj. F.  
Barnard, Abner.  
Bennett, James W.  
Berry, John F.  
Bigelow, Francis.  
Bolles, Matthew.  
Brackett, John Q. A.

**Messrs.** Brown, Luther J.  
Brown, William H.  
Bryan, James H.  
Bulloch, Andrew.  
Carberry, William H.  
Clark, Lyman.  
Clark, Wilder P.

|                                   |                                  |
|-----------------------------------|----------------------------------|
| <b>Messrs.</b> Colburn, George F. | <b>Messrs.</b> Morse, Leander B. |
| Coleman, Lewis.                   | Murray, Joseph.                  |
| Copeland, Henry.                  | O'Neil, Joseph H.                |
| Crocker, Charles T.               | Paddack, Henry.                  |
| Crosby, Isaac N.                  | Peck, Walter B.                  |
| Cushing, Matthew H.               | Powers, Henry W.                 |
| Damon, Samuel R.                  | Reed, William, jun.              |
| Daniels, Elijah B.                | Rice, J. M.                      |
| Darby, William F.                 | Rice, Leonard B.                 |
| Davis, Joseph W.                  | Rockwell, Francis W.             |
| Dee, John H.                      | Russell, Solomon N.              |
| Dickinson, Ethan D.               | Sanders, William.                |
| Everson, John W.                  | Sheldon, Henry S.                |
| Flood, John T.                    | Sherburne, John H.               |
| Fowler, Francis E.                | Shipman, Jonathan E.             |
| Hale, Edwin B.                    | Smyth, William A. S.             |
| Hart, John W.                     | Soule, Rufus A.                  |
| Hartshorn, Calvin L.              | Sowdon, Arthur J. C.             |
| Hastings, Thomas J.               | Stanley, John.                   |
| Holbrook, Jonathan.               | Stetson, George F.               |
| Hollis, Freeman.                  | Stuart, William J.               |
| Holmes, Horace M.                 | Sweetser, John.                  |
| Hosmer, Frederick N.              | Thayer, Edward F.                |
| Howland, Charles H.               | Thayer, Tyler.                   |
| James, John F.                    | Tilden, William S.               |
| Jennings, Andrew J.               | Trussell, Rufus.                 |
| Kelley, Joseph J.                 | Van Deusen, Merritt.             |
| Keough, Thomas L.                 | Varnum, Leavitt R. J.            |
| Kimball, D. Smith.                | Walker, Joseph H.                |
| Ladd, Charles R.                  | Ware, Horace E.                  |
| Lawrence, Sumner P.               | Warren, Orrin.                   |
| Lawton, James M.                  | Webber, Alonzo C.                |
| Lincoln, Arthur.                  | Wentworth, Charles A.            |
| Lincoln, Elmer.                   | Whiting, Hiram.                  |
| Magee, James P.                   | Whitney, Edwin.                  |
| Marsh, Edwin W.                   | Wilde, Joseph D.                 |
| Mather, Benjamin F., jun.         | Willis, George D.                |
| McGeough, James A.                | Wood, David F.                   |
| Monroe, Alfred C.                 | Wright, Francis W.               |

## NAYS.

|                                 |                                 |
|---------------------------------|---------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Bennett, Joseph. |
| Aldrich, Charles P.             | Blake, J. Albert.               |
| Barrus, Alvan.                  | Bradstreet, Dudley.             |
| Bartlett, Charles R.            | Brigham, George O.              |
| Bartlett, Joseph F.             | Brown, Horace.                  |
| Bates, Theodore C.              | Burr, Benjamin F.               |
| Beebe, Eleazer S.               | Clark, Joel C.                  |
| Beeching, Richard.              | Clough, Benjamin.               |

|                            |                            |
|----------------------------|----------------------------|
| Messrs. Coggin, William S. | Messrs. Montague, Royal M. |
| Crowell, Edward P.         | Mooney, Daniel S.          |
| Crowley, Jeremiah J.       | Moulton, Jesse.            |
| Darling, Homer W.          | Nichols, Joseph J.         |
| Day, Thomas H.             | Nickerson, Richard E.      |
| Desmond, Cornelius.        | Norton, John B.            |
| Eastabrooks, James E.      | Noyes, Charles J.          |
| Emery, Levi.               | O'Connor, Dennis.          |
| Fish, Isaiah.              | Osgood, Charles S.         |
| Fiske, Alonzo S.           | Paige, Lucius R.           |
| Foss, William A.           | Paine, Samuel C.           |
| Fuller, Henry W.           | Pinkham, Daniel R.         |
| Glines, Jacob T.           | Prescott, Charles J.       |
| Hall, Eben A.              | Proctor, William P.        |
| Henry, Neil.               | Quigley, James L.          |
| Hill, Hamilton A.          | Ranlett, Charles E.        |
| Hines, Francis E.          | Reed, John D.              |
| Hooper, John H.            | Reynolds, Samuel M.        |
| Horton, Nathaniel A.       | Rice, George W.            |
| Howes, Thomas P.           | Rich, Stephen.             |
| Hoyt, Richard H.           | Ricketts, William J.       |
| Hyde, Henry D.             | Robinson, Amasa C.         |
| Ingraham, William H.       | Russell, Thomas.           |
| Jenkins, Edward J.         | Sargent, Edmund P.         |
| Johnson, Henry A.          | Seeley, Montressor S.      |
| Joyce, John.               | Smith, Elizur.             |
| Kimball, Albert.           | Smith, Maloy J.            |
| Leonard, Marcus.           | Sparrow, James H.          |
| Levy, Samson.              | Spillane, Timothy B.       |
| Lewis, Bangs A.            | Stone, Josiah F.           |
| Litchman, Charles H.       | Tucker, Payson E.          |
| Lovell, Andrew.            | Wadlin, Daniel H.          |
| Lyon, William.             | Wardwell, Henry.           |
| Maynard, Elisha B.         | Warren, Alonzo.            |
| McCafferty, Matthew J.     | Webster, Abel.             |
| McCulloch, Leonard.        | Wilbur, Daniel.            |
| McGlynn, Patrick M.        | Wiswell, Joseph.           |
| McMahon, John F.           | Wonson, Charles H.         |

Yeas, 92 ; nays, 92.

On this question Messrs. Ames of Wakefield, Ferson of Chelsea, Pyncheon of Springfield, Savery of Carver, Morton of Fairhaven, Frye of North Andover, Clarke of Walpole, Witherell of Norton, Pickman of Lowell, and Humphrey of Dover, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Lincoln of Somerville, Gaylord of Northampton, Locke of Boston, Leary of Worcester, Baker of Beverly,

Rowe of Rockport, Woodbury of Charlton, Sampson of Boston, Peabody of Dracut, and Hoar of Lowell.

The Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors was further considered. Pending amendments moved by Mr. Jennings of Fall River, and further amendments moved by him and by Mr. Marsh of Quincy respectively, were adopted. Pending the vote on ordering the bill to a third reading, the previous question having been ordered, Mr. McCafferty of Worcester moved that the House adjourn: and, on request of the same gentleman, the yeas and nays were ordered on this motion. The roll being called, the motion was lost by a vote of 37 yeas to 105 nays, as follows:—

## YEAS.

|                             |                            |
|-----------------------------|----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Kimball, D. Smith. |
| Bennett, James W.           | Leary, Frank D.            |
| Bulloch, Andrew.            | Leonard, Marcus.           |
| Carberry, William H.        | Lincoln, Charles S.        |
| Crocker, Charles T.         | McCafferty, Matthew J.     |
| Crowley, Robert E.          | McGeough, James A.         |
| Day, Thomas H.              | McGlynn, Patrick M.        |
| Dee, John H.                | Moulton, Jesse.            |
| Emery, Levi.                | O'Connor, Dennis.          |
| Fitz Gerald, Thomas F.      | O'Neil, Joseph H.          |
| Flood, John T.              | Pyncheon, William.         |
| Foss, William A.            | Reed, William, jun.        |
| Graham, James B.            | Roach, Richard.            |
| Henry, Neil.                | Robinson, Amasa C.         |
| Hines, Francis E.           | Sanders, William.          |
| Horton, Nathaniel A.        | Seeley, Montessor S.       |
| James, John F.              | Sherburne, John H.         |
| Joyce, John.                | Webster, Abel.             |
| Kelley, Joseph J.           |                            |

## NAYS.

|                            |                         |
|----------------------------|-------------------------|
| Messrs. Atkinson, Benj. F. | Messrs. Bryan, James H. |
| Bartlett, Charles R.       | Clark, Joel C.          |
| Bartlett, Joseph F.        | Clark, Lyman.           |
| Bates, Theodore C.         | Clark, Wilder P.        |
| Bennett, Joseph.           | Coleman, Lewis.         |
| Bigelow, Francis.          | Crosby, Isaac N.        |
| Blake, J. Albert.          | Crowell, Edward P.      |
| Bolles, Matthew.           | Daniels, Elijah B.      |
| Brackett, John Q. A.       | Davis, Joseph W.        |
| Brown, Horace.             | Donnell, Elbridge C.    |
| Brown, William H.          | Ferson, Charles H.      |

**Messrs. Fish, Isaiah.**

Fiske, Alonzo S.  
 Fowler, Francis E.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Holmes, Horace M.  
 Hooper, John H.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Hoyt, Richard H.  
 Hyde, Henry D.  
 Ingraham, William H.  
 Jennings, Andrew J.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Lawton, James M.  
 Levy, Samson.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Livermore, Rufus.  
 Loring, Chauncy.  
 Lovell, Andrew.  
 Lowther, George W.  
 Macomber, William P.  
 Magee, James P.  
 Marsh, Edwin W.  
 Mather, Benjamin F., jun.  
 Maynard, Elisha B.  
 McCullock, Leonard.  
 McMahon, John F.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Morse, Leander B.  
 Morton, Elbridge G., jun.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 Norton, John B.  
 Paddack, Henry.  
 Paine, Samuel C.  
 Park, George W.

**Messrs. Peck, Walter B.**

Pickman, John J.  
 Pinkham, Daniel R.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Proctor, William P.  
 Quigley, James L.  
 Reed, John D.  
 Rice, Leonard B.  
 Ricketts, William J.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Savery, William.  
 Scott, Augustus E.  
 Sheldon, Henry S.  
 Smith, Elizur.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stetson, George F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Walker, Joseph H.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Orrin.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Whitney, Edwin.  
 Woodbury, George D.

Yeas, 37 ; nays, 105.

The yeas and nays having previously been ordered on the main question, on request of Mr. McCafferty the roll was called ; and the bill as amended was ordered to a third reading by a vote of 87 yeas to 49 nays, as follows : —

## YEAS.

|                                     |                                       |
|-------------------------------------|---------------------------------------|
| <b>Messrs.</b> Bartlett, Charles R. | <b>Messrs.</b> Mather, Benj. F., jun. |
| Bartlett, Joseph F.                 | McCulloch, Leonard.                   |
| Bates, Theodore C.                  | Monroe, Alfred C.                     |
| Bigelow, Francis.                   | Montague, Royal M.                    |
| Blake, J. Albert.                   | Morse, Leander B.                     |
| Bolles, Matthew.                    | Morton, Elb'ge G., jun.               |
| Brackett, John Q. A.                | Murray, Joseph.                       |
| Brown, William H.                   | Paddack, Henry.                       |
| Bryan, James H.                     | Paine, Samuel C.                      |
| Clark, Joel C.                      | Peck, Walter B.                       |
| Clark, Lyman.                       | Pinkham, Daniel R.                    |
| Clark, Wilder P.                    | Pratt, Edwin B.                       |
| Colburn, George F.                  | Proctor, William P.                   |
| Daniels, Elijah B.                  | Reed, John D.                         |
| Donnell, Elbridge C.                | Rice, Leonard B.                      |
| Ferson, Charles H.                  | Ricketts, William J.                  |
| Fish, Isaiah.                       | Russell, Solomon N.                   |
| Fiske, Alonzo S.                    | Savery, William.                      |
| Fowler, Francis E.                  | Scott, Augustus E.                    |
| Hale, Edwin B.                      | Sheldon, Henry S.                     |
| Hall, Eben A.                       | Smith, Elizur.                        |
| Hartshorn, Calvin L.                | Soule, Rufus A.                       |
| Hastings, Thomas J.                 | Sowdon, Arthur J. C.                  |
| Holmes, Horace M.                   | Sparrow, James H.                     |
| Hosmer, Frederick N.                | Stanley, John.                        |
| Howes, Thomas P.                    | Stetson, George F.                    |
| Hoyt, Richard H.                    | Stone, Josiah F.                      |
| Hyde, Henry D.                      | Stuart, William J.                    |
| Ingraham, William H.                | Sweetser, John.                       |
| James, John F.                      | Thayer, Edward F.                     |
| Jennings, Andrew J.                 | Thayer, Tyler.                        |
| Kimball, D. Smith.                  | Thomas, Edward I.                     |
| Ladd, Charles R.                    | Tilden, William S.                    |
| Lawton, James M.                    | Trussell, Rufus.                      |
| Lewis, Bangs A.                     | Tufts, Arthur W.                      |
| Lincoln, Arthur.                    | Wadlin, Daniel H.                     |
| Lincoln, Elmer.                     | Walker, Joseph H.                     |
| Livermore, Rufus.                   | Ware, Horace E.                       |
| Loring, Chauncy.                    | Warren, Orrin.                        |
| Lovell, Andrew.                     | Webber, Alonzo C.                     |
| Lowther, George W.                  | Wentworth, Charles A.                 |
| Macomber, William P.                | Whitney, Edwin.                       |
| Magee, James P.                     | Woodbury, George D.                   |
| Marsh, Edwin W.                     |                                       |

## NAYS.

|                                    |                               |
|------------------------------------|-------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Brown, Horace. |
| Bennett, James W.                  | Bulloch, Andrew.              |

|                              |                          |
|------------------------------|--------------------------|
| Messrs. Carberry, William H. | Messrs. McMahon, John F. |
| Coleman, Lewis.              | Moulton, Jesse.          |
| Crocker, Elisha, jun.        | Nichols, Joseph J.       |
| Crosby, Isaac N.             | Norton, John B.          |
| Davis, Joseph W.             | O'Connor, Dennis.        |
| Day, Thomas H.               | O'Neil, Joseph H.        |
| Dee, John H.                 | Osgood, Charles S.       |
| Desmond, Cornelius.          | Park, George W.          |
| Emery, Levi.                 | Pickman, John J.         |
| Fitz Gerald, Thomas F.       | Prescott, Charles J.     |
| Flood, John T.               | Pynchon, William.        |
| Foss, William A.             | Quigley, James L.        |
| Graham, James B.             | Reed, William, jun.      |
| Hines, Francis E.            | Roach, Richard.          |
| Horton, Nathaniel A.         | Russell, Thomas.         |
| Joyce, John.                 | Sanders, William.        |
| Kelley, Joseph J.            | Seeley, Montessor S.     |
| Leonard, Marcus.             | Sherburne, John H.       |
| Lincoln, Charles S.          | Spillane, Timothy B.     |
| Maynard, Elisha B.           | Van Deusen, Merritt.     |
| McCafferty, Matthew J.       | Varnum, Leavitt R. J.    |
| McGeough, James A.           | Webster, Abel.           |
| McGlynn, Patrick M.          |                          |

Yeas, 87; nays, 49.

On this question Messrs. Hill of Boston, Smith of Warren, Barrus of Goshen, Everson of Hanover, Litchman of Marblehead, Sargent of Methuen, Brooks of Haverhill, Darling of Mendon, Hart of Taunton, Crowell of Amherst, Adams of Amesbury, Wood of Northborough, and Smyth of Worcester, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Leary of Worcester, Bennett of Lowell, Atkinson of Newburyport, Robinson of Lynn, William Reed, jun., of Taunton, Hooper of Medford, Levy of Newburyport, Henry of Boston, Crowley of Lowell, Keough of Holyoke, Hoar of Lowell, Crowley of Boston, and Mooney of Marlborough.

At 5.50 adjourned.

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THURSDAY, March 27, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dunham, Chaplain of the Senate.



*Introduced on Leave.*

Conveyances by  
savings banks.

By Mr. Bennett of Lowell, a Bill concerning conveyances by savings banks and institutions for savings. Read, referred, under suspension of the 20th joint Rule, to the committee on Banks and Banking, and sent up for concurrence.

Northampton  
bonds.

By Mr. Gaylord of Northampton, a Bill to enable the town of Northampton to realize the value of certain stolen bonds and coupons. Read, and, under suspension of the 20th joint Rule, referred to the committee on the Judiciary.

*Papers from the Senate.*

Office-hours in  
State departments.

A Bill in relation to office-hours of State departments (reported, in part, on various matters relating to retrenchment), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Boston Subter-  
ranean Cable  
Company.

The House Bill to incorporate the Subterranean Cable Company of Boston came down, passed to be engrossed in concurrence, with an amendment. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendment.

Insurance  
policies.

Notice was received from the Senate, that the House Bill in relation to certain conditions contained in the policies of insurance companies doing business in this State had been rejected by that branch.

*Report of a Committee.*

Ward 23, Bos-  
ton.

By Mr. Nickerson of Somerville, from the committee on Towns, no further legislation necessary, on the petition of J. W. Balch and others, for a change in the voting precincts in Ward 23 of said city, for the reason that the matter had been covered by the Bill in addition to "An Act relating to registration and elections in the city of Boston," already passed to be enacted. Read, accepted under suspension of the rule, and sent up for concurrence.

*Bills Enacted, and Resolves Passed.*

Bills enacted.

Engrossed bills:

Regulating punishments in the penal and charitable institutions of the State;

Relating to executors and administrators residing out of the State, and to service of process upon them;

Concerning the malicious stopping of trains on rail-roads ;

To establish the salary of the inspector of gas-meters and of illuminating gas ; and

Relating to the fees of jurors ;

(Which severally originated in the House) ;

To set off a part of the city of Taunton to the town of Berkley ;

To amend chapter 24 of the Acts of the year 1878 relating to contagious and infectious diseases among domestic animals ; and

To amend chapter 49 of the General Statutes relating to the inspection and packing of fish ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves :

Resolves  
passed.

Relative to a uniform system of laws in certain States regulating the hours of labor ; and

In favor of the State Lunatic-Hospital at Danvers ;

(Which severally originated in the House) ;

Were severally passed, signed, and sent to the Senate.

### *Orders of the Day.*

Bills :

Orders of the  
day.

To promote economy and uniformity in the records of the clerks of the supreme judicial and the superior courts ;

Relative to the duties of registers of deeds ; and

To confirm the corporate organization of the trustees of the Woburn society of the Methodist-Episcopal Church ;

Were severally read a second time, and ordered to a third reading.

The report of the committee on Education, leave to withdraw, on the petition of the school committee of Lowell for amendment of the law relating to the employment of children, and regulations respecting them, was accepted in concurrence.

The House concurred in the Senate amendment to the engrossed Bill to establish the salaries of the adjutant-general and the several employés in the military department.

The Bill to confirm and make valid the election and organization of the trustees of the Egleston-Square Methodist-Episcopal Church in Boston was read a third time, and passed to be engrossed in concurrence.

The Bill relating to the calling of a convention of delegates of the people for the purpose of revising the constitution was further considered, and, after debate, was refused a third reading.

The Resolve providing for an amendment of the constitution in relation to district-attorneys was further considered. On the main question of agreeing to the resolve, the yeas and nays were called; and the resolve was rejected by a vote of 90 yeas to 104 nays, as follows:—

## YEAS.

## Messrs. Adams, Albert S.

Ames, Azel, jun.  
Barrus, Alvan.  
Bartlett, Joseph F.  
Bennett, Joseph.  
Bolles, Matthew.  
Bond, George H.  
Brackett, John Q. A.  
Brooks, William A.  
Brown, Horace.  
Brown, William H.  
Bulloch, Andrew.  
Callender, Edward B.  
Clark, Lyman.  
Clark, Wilder P.  
Clough, Benjamin.  
Coggin, William S.  
Copeland, Henry.  
Crocker, Elisha, jun.  
Crowell, Edward P.  
Cushing, Matthew H.  
Daniels, Elijah B.  
Donnell, Elbridge C.  
Ferson, Charles H.  
Fiske, Alonzo S.  
Fuller, Henry W.  
Glines, Jacob T.  
Hale, Edwin B.  
Hastings, Thomas J.  
Hill, Hamilton A.  
Holmes, Horace M.  
Hooper, John H.  
Horton, Nathaniel A.  
Howes, Thomas P.  
Humphrey, Robert.  
Hyde, Henry D.  
Johnson, Henry A.

## Messrs. Kimball, Albert.

Ladd, Charles R.  
Lawrence, Sumner P.  
Lawton, James M.  
Lincoln, Arthur.  
Loring, Chauncy.  
Lowther, George W.  
Macomber, William P.  
Magee, James P.  
Marsh, Edwin W.  
Monroe, Alfred C.  
Morton, Elb'ge G., jun.  
Moulton, Jesse.  
Nickerson, Richard E.  
Norton, John B.  
Noyes, Charles J.  
Osgood, Charles S.  
Paddack, Henry.  
Paige, Lucius R.  
Paine, Samuel C.  
Park, George W.  
Powers, Henry W.  
Pratt, Edwin B.  
Prescott, Charles J.  
Ranlett, Charles E.  
Reed, William, jun.  
Rice, J. M.  
Russell, Thomas.  
Sampson, George T.  
Savery, William.  
Sheldon, Henry S.  
Sherburne, John H.  
Smith, Maloy J.  
Smyth, William A. S.  
Soule, Rufus A.  
Sowdon, Arthur J. C.  
Sparrow, James H.

Messrs. Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Tyler.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tucker, Payson E.  
 Wadlin, Daniel H.

Messrs. Walker, Joseph H.  
 Ware, Horace E.  
 Warren, Orrin.  
 Whiting, Hiram.  
 Wilde, Joseph D.  
 Willis, George D.  
 Wiswell, Joseph.  
 Woodbury, George D.

## NAYS.

Messrs. Aldrich, Charles P.  
 Atkinson, Benjamin F.  
 Baker, John I.  
 Barnard, Abner.  
 Bartlett, Charles R.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, James W.  
 Berry, John F.  
 Bigelow, Francis.  
 Blake, J. Albert.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Bryan, James H.  
 Burr, Benjamin F.  
 Carberry, William H.  
 Colburn, George F.  
 Crosby, Isaac N.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Damon, Samuel R.  
 Darby, William F.  
 Darling, Homer W.  
 Day, Thomas H.  
 Dee, John H.  
 Desmond, Cornelius.  
 Eastabrooks, James E.  
 Everson, John W.  
 Foss, William A.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Graham, James B.  
 Hall, Eben A.  
 Harden, George P.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hathaway, Judah.  
 Henry, Neil.

Messrs. Hines, Francis E.  
 Hoar, William M.  
 Holbrook, Jonathan.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Ingraham, William H.  
 James, John F.  
 Jenkins, Edward J.  
 Jennings, Andrew J.  
 Joyce, John.  
 Kelley, Joseph J.  
 Keough, Thomas L.  
 Kimball, D. Smith.  
 Leary, Frank D.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Lincoln, Charles S.  
 Litchman, Charles H.  
 Lovell, Andrew.  
 Lyon, William.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 McCulloch, Leonard.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Montague, Royal M.  
 Morse, Leander B.  
 Morton, Frank H.  
 Murphy, Patrick F.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 O'Neil, Joseph H.  
 Peabody, John W.  
 Peck, Walter B.  
 Pickman, John J.  
 Pinkham, Daniel R.  
 Proctor, William P.

|                            |                       |
|----------------------------|-----------------------|
| Messrs. Pyncheon, William. | Messrs. Smith, Rufus. |
| Reed, John D.              | Spillane, Timothy B.  |
| Reynolds, Samuel M.        | Stetson, George F.    |
| Rice, George W.            | Van Deusen, Merritt.  |
| Rice, Leonard B.           | Varnum, Leavitt B. J. |
| Rich, Stephen.             | Warren, Alonzo.       |
| Ricketts, William J.       | Webster, Abel.        |
| Robinson, Amasa C.         | Wentworth, Charles A. |
| Rockwell, Francis W.       | Whitney, Edwin.       |
| Rowe, Amos.                | Witherell, William D. |
| Sanders, William.          | Wonson, Charles H.    |
| Sargent, Edmund P.         | Wood, David F.        |
| Seeley, Montessor S.       | Wright, Francis W.    |

Yeas, 90 ; nays, 104.

On this question Mr. Stanley of Attleborough, who, it was announced, would have voted in the affirmative, was paired with Mr. Atkinson of Newburyport.

The Resolve providing for an amendment to the constitution, in relation to the appointment of clerks of courts, was further considered, amended on motion of Mr. Bennett of Boston ; and, pending the question on agreeing to the resolve, the orders of the day were laid on the table.

### *Special Assignment.*

Election-sermon.

At half-past two P.M. the special assignment, being the election of the preacher of the annual election-sermon for 1880, was called for by Mr. Rowe of Rockport. On motion of Mr. Russell of Boston, the House proceeded to ballot for said officer ; and, on further motion of Mr. Whitney of Stow, the committee on Parishes and Religious Societies was directed to receive, sort, and count the votes, Mr. Whitney being subsequently added to the committee on motion of Mr. Noyes of Boston. The votes being received and counted, it appeared that there was no choice.

On motion of Mr. Bennett of Lowell, a second ballot was had, and again there was no choice.

Mr. Litchman of Marblehead then moved that the House proceed to a third ballot ; and Mr. Rowe of Rockport moved to amend by substituting a motion that the Rev. Jacob M. Manning of Boston, who had received the highest number of votes on the second ballot, be declared elected. Mr. Nichols of Lawrence moved to amend the amendment by substituting the name of the Rev. D. W. Waldron of Boston for that of Rev. J. M. Manning. The amendment to the amendment was adopted, and the

amendment as amended was carried. The motion as amended was adopted, and the Rev. D. W. Waldron was declared elected as preacher of the annual election-sermon for 1880.

*Motion to Reconsider.*

Mr. Ladd of Springfield moved to reconsider the vote whereby the House yesterday rejected the Bill to incorporate the town of Oak Bluffs; and, the roll being called at the request of Mr. Prescott of Boston, the motion was lost by a vote of 79 yeas to 83 nays, as follows:—

YEAS.

Messrs. Ames, Azel, jun.  
Bennett, James W.  
Berry, John F.  
Bigelow, Francis.  
Bolles, Matthew.  
Bond, George H.  
Brackett, John Q. A.  
Brown, William H.  
Bryan, James H.  
Callender, Edward B.  
Clark, Wilder P.  
Clarke, Henry S.  
Colburn, George F.  
Coleman, Lewis.  
Converse, Elisha S.  
Crocker, Charles T.  
Crocker, Elisha, jun.  
Crosby, Isaac N.  
Crowley, Robert E.  
Cushing, Matthew H.  
Daniels, Elijah B.  
Davis, Joseph W.  
Dee, John H.  
Desmond, Cornelius.  
Dickinson, Ethan D.  
Everson, John W.  
Ferson, Charles H.  
Fish, Isaiah.  
Fitz Gerald, Thomas F.  
Frye, Newton P.  
Hale, Edwin B.  
Harden, George P.  
Hollis, Freeman.  
Holmes, Horace M.  
Hosmer, Frederick N.

Messrs. Humphrey, Robert.  
Jennings, Andrew J.  
Kelley, Joseph J.  
Keough, Thomas L.  
Kimball, D. Smith.  
Ladd, Charles R.  
Lincoln, Arthur.  
Lincoln, Elmer.  
Marsh, Edwin W.  
Mather, Benj. F., jun.  
Murray, Joseph.  
Noyes, Charles J.  
Park, George W.  
Peck, Walter B.  
Powers, Henry W.  
Pratt, Edwin B.  
Pynchon, William.  
Rice, Leonard B.  
Roach, Richard.  
Rockwell, Francis W.  
Russell, Solomon N.  
Savery, William.  
Scott, Augustus E.  
Sheldon, Henry S.  
Sherburne, John H.  
Smyth, William A. S.  
Soule, Rufus A.  
Sowdon, Arthur J. C.  
Stanley, John.  
Stetson, George F.  
Stuart, William J.  
Thayer, Edward F.  
Thayer, Tyler.  
Tilden, William S.  
Trussell, Rufus.

## NAYS.

| Messrs.               | Messrs.                |
|-----------------------|------------------------|
| Aldrich, Charles P.   | Macomber, William P.   |
| Baker, John I.        | Mather, Benj. F., jun. |
| Barnard, Abner.       | Maynard, Elisha B.     |
| Bartlett, Charles R.  | McGeough, James A.     |
| Bartlett, Joseph F.   | McGlynn, Patrick M.    |
| Bates, Theodore C.    | Monroe, Alfred C.      |
| Bennett, James W.     | Montague, Royal M.     |
| Berry, John F.        | Morton, Frank H.       |
| Bradstreet, Dudley.   | Moulton, Jesse.        |
| Bryan, James H.       | Murray, Joseph.        |
| Burr, Benjamin F.     | Nichols, Joseph J.     |
| Carberry, William H.  | O'Neil, Joseph H.      |
| Clark, Wilder P.      | Paddack, Henry.        |
| Clarke, Henry S.      | Peabody, John W.       |
| Colburn, George F.    | Pinkham, Daniel R.     |
| Copeland, Henry.      | Proctor, William P.    |
| Crosby, Isaac N.      | Pyncheon, William.     |
| Crowley, Robert E.    | Randall, David.        |
| Damon, Samuel R.      | Rice, George W.        |
| Darling, Homer W.     | Rich, Stephen.         |
| Desmond, Cornelius.   | Robinson, Amasa C.     |
| Eastabrooks, James E. | Rockwell, Francis W.   |
| Emery, Levi.          | Rowe, Amos.            |
| Fish, Isaiah.         | Russell, Thomas.       |
| Frye, Newton P.       | Sampson, George T.     |
| Gaylord, William M.   | Sanders, William.      |
| Graham, James B.      | Sargent, Edmund P.     |
| Harden, George P.     | Savery, William.       |
| Hoar, William M.      | Smith, Elizur.         |
| Holbrook, Jonathan.   | Smith, Maloy J.        |
| Hosmer, Frederick N.  | Smith, Rufus.          |
| Hoyt, Richard H.      | Smyth, William A. S.   |
| Humphrey, Robert.     | Spillane, Timothy B.   |
| James, John F.        | Stetson, George F.     |
| Jenkins, Edward J.    | Thayer, Frederick.     |
| Jennings, Andrew J.   | Trussell, Rufus.       |
| Joyce, John.          | Van Deusen, Merritt.   |
| Keough, Thomas L.     | Varnum, Leavitt R. J.  |
| Kimball, D. Smith.    | Walker, Joseph H.      |
| Lawrence, Sumner P.   | Wardwell, Henry.       |
| Leonard, Marcus.      | Webster, Abel.         |
| Levy, Samson.         | Wentworth, Charles A.  |
| Lewis, Bangs A.       | Whitney, Edwin.        |
| Lincoln, Elmer.       | Whittemore, Jonathan.  |
| Litchman, Charles H.  | Wiggin, William H.     |
| Loring, Chauncy.      | Wilbur, Daniel.        |
| Lovell, Andrew.       | Witherell, William D.  |
| Lyon, William.        | Wright, Francis W.     |

Yeas, 61 ; nays, 96.

The Resolve providing for biennial elections, and biennial sessions of the Legislature, was further considered, and ordered to a third reading.

*The Orders Laid on the Table.*

On motion of Mr. Ladd of Springfield, the orders of the day were laid on the table.

The same gentleman, from the committee on Finance, reported, on that portion of the Governor's address relating to the finances of the State, a Resolve in relation to State expenditures by departments and officials. Read, and, under suspension of the rule, read a second and third time, passed to be engrossed, and sent up for concurrence.

Resolve relative  
to State expen-  
ditures.

Mr. Noyes of Boston then moved to suspend the rule, that the Resolve providing for biennial elections, and biennial sessions of the Legislature, might be considered. On this question the yeas and nays were ordered, on request of Mr. Mellen of Worcester; and, the roll being called, the rule was suspended by a vote of 150 yeas to 44 nays, as follows:—

Biennial elec-  
tions.

YEAS.

Messrs. Adams, Albert S.  
Aldrich, Charles P.  
Ames, Azel, jun.  
Barrett, Richard.  
Barrus, Alvan.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Bennett, James W.  
Bennett, Joseph.  
Berry, John F.  
Bigelow, Francis.  
Bolles, Matthew.  
Bond, George H.  
Brackett, John Q. A.  
Brigham, George O.  
Brooks, William A.  
Brown, Horace.  
Brown, Luther J.  
Brown, William H.  
Bryan, James H.  
Bullock, Andrew.  
Burr, Benjamin F.  
Callender, Edward B.  
Clark, Joel C.  
Clark, Lyman.

Messrs. Clark, Wilder P.  
Clarke, Henry S.  
Clough, Benjamin.  
Coggin, William S.  
Colburn, George F.  
Coleman, Lewis.  
Converse, Elisha S.  
Copeland, Henry.  
Crocker, Charles T.  
Crocker, Elisha, jun.  
Crosby, Isaac N.  
Crowell, Edward P.  
Cummings, John W.  
Damon, Samuel R.  
Daniels, Elijah B.  
Darling, Homer W.  
Dickinson, Ethan D.  
Donnell, Elbridge C.  
Eastabrooks, James E.  
Emery, Levi.  
Everson, John W.  
Ferson, Charles H.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Fowler, Francis E.



|                                |                                |
|--------------------------------|--------------------------------|
| <b>Messrs.</b> Frye, Newton P. | <b>Messrs.</b> Randall, David. |
| Fuller, Henry W.               | Ranlett, Charles E.            |
| Glover, George D.              | Reed, John D.                  |
| Hale, Edwin B.                 | Reynolds, Samuel M.            |
| Hall, Eben A.                  | Rice, Leonard B.               |
| Hart, John W.                  | Rich, Stephen.                 |
| Hartshorn, Calvin L.           | Ricketts, William J.           |
| Hathaway, Judah.               | Rockwell, Francis W.           |
| Hill, Hamilton A.              | Russell, Solomon N.            |
| Holbrook, Jonathan.            | Russell, Thomas.               |
| Hollis, Freeman.               | Sanders, William.              |
| Holmes, Horace M.              | Sargent, Edmund P.             |
| Hooper, John H.                | Savery, William.               |
| Horton, Nathaniel A.           | Scott, Augustus E.             |
| Hosmer, Frederick N.           | Sheldon, Henry S.              |
| Hoyt, Richard H.               | Sherburne, John H.             |
| Humphrey, Robert.              | Smith, Elizur.                 |
| Ingraham, William H.           | Smith, Maloy J.                |
| Johnson, Henry A.              | Smith, Rufus.                  |
| Keough, Thomas L.              | Soule, Rufus A.                |
| Kimball, Albert.               | Sowdon, Arthur J. C.           |
| Kimball, D. Smith.             | Sparrow, James H.              |
| Ladd, Charles R.               | Stetson, George F.             |
| Lewis, Bangs A.                | Stuart, William J.             |
| Lincoln, Arthur.               | Sweetser, John.                |
| Livermore, Rufus.              | Thayer, Edward F.              |
| Loring, Chauncy.               | Thayer, Tyler.                 |
| Lovell, Andrew.                | Thomas, Edward I.              |
| Lowther, George W.             | Tilden, William S.             |
| Macomber, William P.           | Trussell, Rufus.               |
| Marsh, Edwin W.                | Tufts, Arthur W.               |
| Mather, Benjamin F., jun.      | Van Deusen, Merritt.           |
| Maynard, Elisha B.             | Varnum, Leavitt R. J.          |
| Monroe, Alfred C.              | Wadlin, Daniel H.              |
| Montague, Royal M.             | Wardwell, Henry.               |
| Morse, Leander B.              | Warren, Alonzo.                |
| Morton, Elbridge G., jun.      | Warren, Orrin.                 |
| Morton, Frank H.               | Webster, Abel.                 |
| Moulton, Jesse.                | Whiting, Hiram.                |
| Murray, Joseph.                | Whitney, Edwin.                |
| Nickerson, Richard E.          | Whittemore, Jonathan.          |
| Noyes, Charles J.              | Wiggin, William H.             |
| Paddack, Henry.                | Wilbur, Daniel.                |
| Paige, Lucius R.               | Wilde, Joseph D.               |
| Paine, Samuel C.               | Willis, George D.              |
| Park, George W.                | Wiswell, Joseph.               |
| Pickman, John J.               | Witherell, William D.          |
| Powers, Henry W.               | Wonson, Charles H.             |
| Prescott, Charles J.           | Woodbury, George D.            |
| Pynchon, William.              | Wright, Francis W.             |

## NAYS.

Messrs. Baker, John I.  
 Barnard, Abner.  
 Bates, Theodore C.  
 Bradstreet, Dudley.  
 Carberry, William H.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Davis, Joseph W.  
 Desmond, Cornelius.  
 Flood, John T.  
 Foss, William A.  
 Gaylord, William M.  
 Graham, James B.  
 Harden, George P.  
 Hastings, Thomas J.  
 Henry, Neil.  
 Hoar, William M.  
 Howes, Thomas P.  
 James, John F.  
 Joyce, John.  
 Kelley, Joseph J.  
 Leonard, Marcus.

Messrs. Levy, Samson.  
 Lincoln, Elmer.  
 Litchman, Charles H.  
 Lyon, William.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Nichols, Joseph J.  
 Peabody, John W.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Rice, George W.  
 Robinson, Amasa C.  
 Smyth, William A. S.  
 Spillane, Timothy B.  
 Tucker, Payson E.  
 Walker, Joseph H.  
 Ware, Horace E.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Wood, David F.

Yeas, 150 ; nays, 44.

The resolve was then read a third time, and, pending the question on agreeing to the resolve, the House took a recess until two o'clock.

When the matter was taken up after the re-assembling of the House, the main question of agreeing to the resolve was put ; and, the yeas and nays being called, the vote was 170 yeas to 22 nays, as follows : —

## YEAS.

Messrs. Adams, Albert S.  
 Aldrich, Charles P.  
 Ames, Azel, jun.  
 Barnard, Abner.  
 Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beeching, Richard.  
 Bennett, Joseph.  
 Berry, John F.  
 Bigelow, Francis.

Messrs. Blake, J. Albert.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, Luther J.  
 Brown, William H.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Callender, Edward B.

## Messrs. Clark, Joel C.

Clark, Lyman.

Clarke, Henry S.

Coggin, William S.

Colburn, George F.

Coleman, Lewis.

Converse, Elisha S.

Copeland, Henry.

Crocker, Charles T.

Crocker, Elisha, jun.

Crosby, Isaac N.

Crowell, Edward P.

Crowley, Jeremiah J.

Cummings, John W.

Cushing, Matthew H.

Damon, Samuel R.

Daniels, Elijah B.

Darling, Homer W.

Donnell, Elbridge C.

Eastabrooks, James E.

Emery, Levi.

Everson, John W.

Ferson, Charles H.

Fish, Isaiah.

Fiske, Alonzo S.

Fitz Gerald, Thomas F.

Flood, John T.

Fowler, Francis E.

Frye, Newton P.

Fuller, Henry W.

Gaylord, William M.

Glover, George D.

Hale, Edwin B.

Hall, Eben A.

Harden, George P.

Hart, John W.

Hartshorn, Calvin L.

Hathaway, Judah.

Hill, Hamilton A.

Hines, Francis E.

Holbrook, Jonathan.

Hollis, Freeman.

Holmes, Horace M.

Hooper, John H.

Horton, Nathaniel A.

Howes, Thomas P.

Howland, Charles H.

Hoyt, Richard H.

Humphrey, Robert.

Ingraham, William H.

## Messrs. Johnson, Henry A.

Kelley, Joseph J.

Kimball, Albert.

Kimball, D. Smith.

Ladd, Charles R.

Lawrence, Sumner P.

Levy, Samson.

Lewis, Bangs A.

Lincoln, Arthur.

Livermore, Rufus.

Loring, Chauncy.

Lovell, Andrew.

Lowther, George W.

Macomber, William P.

Magee, James P.

Marsh, Edwin W.

Maynard, Elisha B.

Monroe, Alfred C.

Montague, Royal M.

Mooney, Daniel S.

Morse, Leander B.

Morton, Elb'ge G., jun.

Morton, Frank H.

Moulton, Jesse.

Norton, John B.

Noyes, Charles J.

O'Connor, Dennis.

Paddack, Henry.

Paige, Lucius R.

Paine, Samuel C.

Park, George W.

Peabody, John W.

Pickman, John J.

Powers, Henry W.

Pratt, Edwin B.

Prescott, Charles J.

Pynchon, William.

Randall, David.

Ranlett, Charles E.

Reed, John D.

Rice, George W.

Rice, J. M.

Rice, Leonard B.

Rich, Stephen.

Ricketts, William J.

Rockwell, Francis W.

Russell, Thomas.

Sampson, George T.

Sanders, William.

Sargent, Edmund P.

Messrs. Savery, William.  
 Scott, Augustus E.  
 Sherburne, John H.  
 Smith, Joseph.  
 Smith, Maloy J.  
 Smith, Rufus.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Stetson, George F.  
 Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tucker, Payson E.  
 Tufts, Arthur W.

Messrs. Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Wadlin, Daniel H.  
 Walker, Joseph H.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webber, Alonzo C.  
 Webster, Abel.  
 Whiting, Hiram.  
 Whitney, Edwin.  
 Whittemore, Jonathan.  
 Wiggin, William H.  
 Wilbur, Daniel.  
 Wilde, Joseph D.  
 Willis, George D.  
 Wiswell, Joseph.  
 Witherell, William D.  
 Wonson, Charles H.  
 Woodbury, George D.  
 Wright, Francis W.

## NAYS.

Messrs. Burke, William J.  
 Carberry, William H.  
 Clough, Benjamin.  
 Crowley, Robert E.  
 Davis, Joseph W.  
 Day, Thomas H.  
 Desmond, Cornelius.  
 Foss, William A.  
 Graham, James B.  
 Henry, Neil.  
 Joyce, John.

Messrs. Leonard, Marcus.  
 Lyon, William.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Nichols, Joseph J.  
 O'Neil, Joseph H.  
 Pinkham, Daniel R.  
 Rowe, Amos.  
 Spillane, Timothy B.  
 Wood, David F.

Yeas, 170 ; nays, 22.

On this question Messrs. Darby of North Adams, Dickinson of Granville, Sheldon of Southampton, Reynolds of Richmond, Murray of Holyoke, Russell of Pittsfield, Hosmer of Ware, Jennings of Fall River, and Keough of Holyoke, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Litchman of Marblehead, Hastings of Worcester, Robinson of Lynn, James of Essex, Wentworth of Lynn, Mellen of Worcester, Proctor of Marblehead, Baker of Beverly, and Hoar of Lowell.

|                               |                                  |
|-------------------------------|----------------------------------|
| <b>Messrs.</b> Clark, Joel C. | <b>Messrs.</b> Johnson, Henry A. |
| Clark, Lyman.                 | Kelley, Joseph J.                |
| Clarke, Henry S.              | Kimball, Albert.                 |
| Coggin, William S.            | Kimball, D. Smith.               |
| Colburn, George F.            | Ladd, Charles R.                 |
| Coleman, Lewis.               | Lawrence, Sumner P.              |
| Converse, Elisha S.           | Levy, Samson.                    |
| Copeland, Henry.              | Lewis, Bangs A.                  |
| Crocker, Charles T.           | Lincoln, Arthur.                 |
| Crocker, Elisha, jun.         | Livermore, Rufus.                |
| Crosby, Isaac N.              | Loring, Chauncy.                 |
| Crowell, Edward P.            | Lovell, Andrew.                  |
| Crowley, Jeremiah J.          | Lowther, George W.               |
| Cummings, John W.             | Macomber, William P.             |
| Cushing, Matthew H.           | Magee, James P.                  |
| Damon, Samuel R.              | Marsh, Edwin W.                  |
| Daniels, Elijah B.            | Maynard, Elisha B.               |
| Darling, Homer W.             | Monroe, Alfred C.                |
| Donnell, Elbridge C.          | Montague, Royal M.               |
| Eastabrooks, James E.         | Mooney, Daniel S.                |
| Emery, Levi.                  | Morse, Leander B.                |
| Everson, John W.              | Morton, Elb'ge G., jun.          |
| Ferson, Charles H.            | Morton, Frank H.                 |
| Fish, Isaiah.                 | Moulton, Jesse.                  |
| Fiske, Alonzo S.              | Norton, John B.                  |
| Fitz Gerald, Thomas F.        | Noyes, Charles J.                |
| Flood, John T.                | O'Connor, Dennis.                |
| Fowler, Francis E.            | Paddack, Henry.                  |
| Frye, Newton P.               | Paige, Lucius R.                 |
| Fuller, Henry W.              | Paine, Samuel C.                 |
| Gaylord, William M.           | Park, George W.                  |
| Glover, George D.             | Peabody, John W.                 |
| Hale, Edwin B.                | Pickman, John J.                 |
| Hall, Eben A.                 | Powers, Henry W.                 |
| Harden, George P.             | Pratt, Edwin B.                  |
| Hart, John W.                 | Prescott, Charles J.             |
| Hartshorn, Calvin L.          | Pynchon, William.                |
| Hathaway, Judah.              | Randall, David.                  |
| Hill, Hamilton A.             | Ranlett, Charles E.              |
| Hines, Francis E.             | Reed, John D.                    |
| Holbrook, Jonathan.           | Rice, George W.                  |
| Hollis, Freeman.              | Rice, J. M.                      |
| Holmes, Horace M.             | Rice, Leonard B.                 |
| Hooper, John H.               | Rich, Stephen.                   |
| Horton, Nathaniel A.          | Ricketts, William J.             |
| Howes, Thomas P.              | Rockwell, Francis W.             |
| Howland, Charles H.           | Russell, Thomas.                 |
| Hoyt, Richard H.              | Sampson, George T.               |
| Humphrey, Robert.             | Sanders, William.                |
| Ingraham, William H.          | Sargent, Edmund P.               |

|                                 |                                     |
|---------------------------------|-------------------------------------|
| <b>Messrs. Savery, William.</b> | <b>Messrs. Van Deusen, Merritt.</b> |
| Scott, Augustus E.              | Varnum, Leavitt R. J.               |
| Sherburne, John H.              | Wadlin, Daniel H.                   |
| Smith, Joseph.                  | Walker, Joseph H.                   |
| Smith, Maloy J.                 | Wardwell, Henry.                    |
| Smith, Rufus.                   | Ware, Horace E.                     |
| Smyth, William A. S.            | Warren, Alonzo.                     |
| Soule, Rufus A.                 | Warren, Orrin.                      |
| Sowdon, Arthur J. C.            | Webber, Alonzo C.                   |
| Sparrow, James H.               | Webster, Abel.                      |
| Stetson, George F.              | Whiting, Hiram.                     |
| Stone, Josiah F.                | Whitney, Edwin.                     |
| Stuart, William J.              | Whittemore, Jonathan.               |
| Sweetser, John.                 | Wiggin, William H.                  |
| Thayer, Edward F.               | Wilbur, Daniel.                     |
| Thayer, Frederick.              | Wilde, Joseph D.                    |
| Thayer, Tyler.                  | Willis, George D.                   |
| Thomas, Edward I.               | Wiswell, Joseph.                    |
| Tilden, William S.              | Witherell, William D.               |
| Trussell, Rufus.                | Wonson, Charles H.                  |
| Tucker, Payson E.               | Woodbury, George D.                 |
| Tufts, Arthur W.                | Wright, Francis W.                  |

## NAYS.

|                                  |                                 |
|----------------------------------|---------------------------------|
| <b>Messrs. Burke, William J.</b> | <b>Messrs. Leonard, Marcus.</b> |
| Carberry, William H.             | Lyon, William.                  |
| Clough, Benjamin.                | McGeough, James A.              |
| Crowley, Robert E.               | McGlynn, Patrick M.             |
| Davis, Joseph W.                 | McMahon, John F.                |
| Day, Thomas H.                   | Nichols, Joseph J.              |
| Desmond, Cornelius.              | O'Neil, Joseph H.               |
| Foss, William A.                 | Pinkham, Daniel R.              |
| Graham, James B.                 | Rowe, Amos.                     |
| Henry, Neil.                     | Spillane, Timothy B.            |
| Joyce, John.                     | Wood, David F.                  |

Yeas, 170 ; nays, 22.

On this question Messrs. Darby of North Adams, Dickinson of Granville, Sheldon of Southampton, Reynolds of Richmond, Murray of Holyoke, Russell of Pittsfield, Hosmer of Ware, Jennings of Fall River, and Keough of Holyoke, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Litchman of Marblehead, Hastings of Worcester, Robinson of Lynn, James of Essex, Wentworth of Lynn, Mellen of Worcester, Proctor of Marblehead, Baker of Beverly, and Hoar of Lowell.

|                        |                           |
|------------------------|---------------------------|
| Messrs. Clark, Joel C. | Messrs. Johnson, Henry A. |
| Clark, Lyman.          | Kelley, Joseph J.         |
| Clarke, Henry S.       | Kimball, Albert.          |
| Coggin, William S.     | Kimball, D. Smith.        |
| Colburn, George F.     | Ladd, Charles R.          |
| Coleman, Lewis.        | Lawrence, Sumner P.       |
| Converse, Elisha S.    | Levy, Samson.             |
| Copeland, Henry.       | Lewis, Bangs A.           |
| Crocker, Charles T.    | Lincoln, Arthur.          |
| Crocker, Elisha, jun.  | Livermore, Rufus.         |
| Crosby, Isaac N.       | Loring, Chauncy.          |
| Crowell, Edward P.     | Lovell, Andrew.           |
| Crowley, Jeremiah J.   | Lowther, George W.        |
| Cummings, John W.      | Macomber, William P.      |
| Cushing, Matthew H.    | Magee, James P.           |
| Damon, Samuel R.       | Marsh, Edwin W.           |
| Daniels, Elijah B.     | Maynard, Elisha B.        |
| Darling, Homer W.      | Monroe, Alfred C.         |
| Donnell, Elbridge C.   | Montague, Royal M.        |
| Eastabrooks, James E.  | Mooney, Daniel S.         |
| Emery, Levi.           | Morse, Leander B.         |
| Everson, John W.       | Morton, Elb'ge G., jun.   |
| Ferson, Charles H.     | Morton, Frank H.          |
| Fish, Isaiah.          | Moulton, Jesse.           |
| Fiske, Alonzo S.       | Norton, John B.           |
| Fitz Gerald, Thomas F. | Noyes, Charles J.         |
| Flood, John T.         | O'Connor, Dennis.         |
| Fowler, Francis E.     | Paddack, Henry.           |
| Frye, Newton P.        | Paige, Lucius R.          |
| Fuller, Henry W.       | Paine, Samuel C.          |
| Gaylord, William M.    | Park, George W.           |
| Glover, George D.      | Peabody, John W.          |
| Hale, Edwin B.         | Pickman, John J.          |
| Hall, Eben A.          | Powers, Henry W.          |
| Harden, George P.      | Pratt, Edwin B.           |
| Hart, John W.          | Prescott, Charles J.      |
| Hartshorn, Calvin L.   | Pyncheon, William.        |
| Hathaway, Judah.       | Randall, David.           |
| Hill, Hamilton A.      | Ranlett, Charles E.       |
| Hines, Francis E.      | Reed, John D.             |
| Holbrook, Jonathan.    | Rice, George W.           |
| Hollis, Freeman.       | Rice, J. M.               |
| Holmes, Horace M.      | Rice, Leonard B.          |
| Hooper, John H.        | Rich, Stephen.            |
| Horton, Nathaniel A.   | Ricketts, William J.      |
| Howes, Thomas P.       | Rockwell, Francis W.      |
| Howland, Charles H.    | Russell, Thomas.          |
| Hoyt, Richard H.       | Sampson, George T.        |
| Humphrey, Robert.      | Sanders, William.         |
| Ingraham, William H.   | Sargent, Edmund P.        |

|                                 |                                     |
|---------------------------------|-------------------------------------|
| <b>Messrs. Savery, William.</b> | <b>Messrs. Van Deusen, Merritt.</b> |
| Scott, Augustus E.              | Varnum, Leavitt R. J.               |
| Sherburne, John H.              | Wadlin, Daniel H.                   |
| Smith, Joseph.                  | Walker, Joseph H.                   |
| Smith, Maloy J.                 | Wardwell, Henry.                    |
| Smith, Rufus.                   | Ware, Horace E.                     |
| Smyth, William A. S.            | Warren, Alonzo.                     |
| Soule, Rufus A.                 | Warren, Orrin.                      |
| Sowdon, Arthur J. C.            | Webber, Alonzo C.                   |
| Sparrow, James H.               | Webster, Abel.                      |
| Stetson, George F.              | Whiting, Hiram.                     |
| Stone, Josiah F.                | Whitney, Edwin.                     |
| Stuart, William J.              | Whittemore, Jonathan.               |
| Sweetser, John.                 | Wiggin, William H.                  |
| Thayer, Edward F.               | Wilbur, Daniel.                     |
| Thayer, Frederick.              | Wilde, Joseph D.                    |
| Thayer, Tyler.                  | Willis, George D.                   |
| Thomas, Edward I.               | Wiswell, Joseph.                    |
| Tilden, William S.              | Witherell, William D.               |
| Trussell, Rufus.                | Wonson, Charles H.                  |
| Tucker, Payson E.               | Woodbury, George D.                 |
| Tufts, Arthur W.                | Wright, Francis W.                  |

## NAYS.

|                                  |                                 |
|----------------------------------|---------------------------------|
| <b>Messrs. Burke, William J.</b> | <b>Messrs. Leonard, Marcus.</b> |
| Carberry, William H.             | Lyon, William.                  |
| Clough, Benjamin.                | McGeough, James A.              |
| Crowley, Robert E.               | McGlynn, Patrick M.             |
| Davis, Joseph W.                 | McMahon, John F.                |
| Day, Thomas H.                   | Nichols, Joseph J.              |
| Desmond, Cornelius.              | O'Neil, Joseph H.               |
| Foss, William A.                 | Pinkham, Daniel R.              |
| Graham, James B.                 | Rowe, Amos.                     |
| Henry, Neil.                     | Spillane, Timothy B.            |
| Joyce, John.                     | Wood, David F.                  |

Yeas, 170 ; nays, 22.

On this question Messrs. Darby of North Adams, Dickinson of Granville, Sheldon of Southampton, Reynolds of Richmond, Murray of Holyoke, Russell of Pittsfield, Hosmer of Ware, Jennings of Fall River, and Keough of Holyoke, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Litchman of Marblehead, Hastings of Worcester, Robinson of Lynn, James of Essex, Wentworth of Lynn, Mellen of Worcester, Proctor of Marblehead, Baker of Beverly, and Hoar of Lowell.



|                               |                                  |
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| <b>Messrs.</b> Clark, Joel C. | <b>Messrs.</b> Johnson, Henry A. |
| Clark, Lyman.                 | Kelley, Joseph J.                |
| Clarke, Henry S.              | Kimball, Albert.                 |
| Coggin, William S.            | Kimball, D. Smith.               |
| Colburn, George F.            | Ladd, Charles R.                 |
| Coleman, Lewis.               | Lawrence, Sumner P.              |
| Converse, Elisha S.           | Levy, Samson.                    |
| Copeland, Henry.              | Lewis, Bangs A.                  |
| Crocker, Charles T.           | Lincoln, Arthur.                 |
| Crocker, Elisha, jun.         | Livermore, Rufus.                |
| Crosby, Isaac N.              | Loring, Chauncy.                 |
| Crowell, Edward P.            | Lovell, Andrew.                  |
| Crowley, Jeremiah J.          | Lowther, George W.               |
| Cummings, John W.             | Macomber, William P.             |
| Cushing, Matthew H.           | Magee, James P.                  |
| Damon, Samuel R.              | Marsh, Edwin W.                  |
| Daniels, Elijah B.            | Maynard, Elisha B.               |
| Darling, Homer W.             | Monroe, Alfred C.                |
| Donnell, Elbridge C.          | Montague, Royal M.               |
| Eastabrooks, James E.         | Mooney, Daniel S.                |
| Emery, Levi.                  | Morse, Leander B.                |
| Everson, John W.              | Morton, Elb'ge G., jun.          |
| Ferson, Charles H.            | Morton, Frank H.                 |
| Fish, Isaiah.                 | Moulton, Jesse.                  |
| Fiske, Alonzo S.              | Norton, John B.                  |
| Fitz Gerald, Thomas F.        | Noyes, Charles J.                |
| Flood, John T.                | O'Connor, Dennis.                |
| Fowler, Francis E.            | Paddack, Henry.                  |
| Frye, Newton P.               | Paige, Lucius R.                 |
| Fuller, Henry W.              | Paine, Samuel C.                 |
| Gaylord, William M.           | Park, George W.                  |
| Glover, George D.             | Peabody, John W.                 |
| Hale, Edwin B.                | Pickman, John J.                 |
| Hall, Eben A.                 | Powers, Henry W.                 |
| Harden, George P.             | Pratt, Edwin B.                  |
| Hart, John W.                 | Prescott, Charles J.             |
| Hartshorn, Calvin L.          | Pynchon, William.                |
| Hathaway, Judah.              | Randall, David.                  |
| Hill, Hamilton A.             | Ranlett, Charles E.              |
| Hines, Francis E.             | Reed, John D.                    |
| Holbrook, Jonathan.           | Rice, George W.                  |
| Hollis, Freeman.              | Rice, J. M.                      |
| Holmes, Horace M.             | Rice, Leonard B.                 |
| Hooper, John H.               | Rich, Stephen.                   |
| Horton, Nathaniel A.          | Ricketts, William J.             |
| Howes, Thomas P.              | Rockwell, Francis W.             |
| Howland, Charles H.           | Russell, Thomas.                 |
| Hoyt, Richard H.              | Sampson, George T.               |
| Humphrey, Robert.             | Sanders, William.                |
| Ingraham, William H.          | Sargent, Edmund P.               |

|                                 |                                     |
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| <b>Messrs. Savery, William.</b> | <b>Messrs. Van Deusen, Merritt.</b> |
| Scott, Augustus E.              | Varnum, Leavitt R. J.               |
| Sherburne, John H.              | Wadlin, Daniel H.                   |
| Smith, Joseph.                  | Walker, Joseph H.                   |
| Smith, Maloy J.                 | Wardwell, Henry.                    |
| Smith, Rufus.                   | Ware, Horace E.                     |
| Smyth, William A. S.            | Warren, Alonzo.                     |
| Soule, Rufus A.                 | Warren, Orrin.                      |
| Sowdon, Arthur J. C.            | Webber, Alonzo C.                   |
| Sparrow, James H.               | Webster, Abel.                      |
| Stetson, George F.              | Whiting, Hiram.                     |
| Stone, Josiah F.                | Whitney, Edwin.                     |
| Stuart, William J.              | Whittemore, Jonathan.               |
| Sweetser, John.                 | Wiggin, William H.                  |
| Thayer, Edward F.               | Wilbur, Daniel.                     |
| Thayer, Frederick.              | Wilde, Joseph D.                    |
| Thayer, Tyler.                  | Willis, George D.                   |
| Thomas, Edward I.               | Wiswell, Joseph.                    |
| Tilden, William S.              | Witherell, William D.               |
| Trussell, Rufus.                | Wonson, Charles H.                  |
| Tucker, Payson E.               | Woodbury, George D.                 |
| Tufts, Arthur W.                | Wright, Francis W.                  |

## NAYS.

|                                  |                                 |
|----------------------------------|---------------------------------|
| <b>Messrs. Burke, William J.</b> | <b>Messrs. Leonard, Marcus.</b> |
| Carberry, William H.             | Lyon, William.                  |
| Clough, Benjamin.                | McGeough, James A.              |
| Crowley, Robert E.               | McGlynn, Patrick M.             |
| Davis, Joseph W.                 | McMahon, John F.                |
| Day, Thomas H.                   | Nichols, Joseph J.              |
| Desmond, Cornelius.              | O'Neil, Joseph H.               |
| Foss, William A.                 | Pinkham, Daniel R.              |
| Graham, James B.                 | Rowe, Amos.                     |
| Henry, Neil.                     | Spillane, Timothy B.            |
| Joyce, John.                     | Wood, David F.                  |

Yeas, 170; nays, 22.

On this question Messrs. Darby of North Adams, Dickinson of Granville, Sheldon of Southampton, Reynolds of Richmond, Murray of Holyoke, Russell of Pittsfield, Hosmer of Ware, Jennings of Fall River, and Keough of Holyoke, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Litchman of Marblehead, Hastings of Worcester, Robinson of Lynn, James of Essex, Wentworth of Lynn, Mellen of Worcester, Proctor of Marblehead, Baker of Beverly, and Hoar of Lowell.

On motion of Mr. Lincoln of Hingham, the title of the resolve was amended to read as follows : " Resolve providing for an amendment of the constitution to provide for biennial elections, and biennial sessions of the Legislature ; " and the resolve was declared agreed to in concurrence, as follows, two-thirds of the members of the House present and voting thereon having voted in the affirmative : —

#### ARTICLE OF AMENDMENT.

SECTION 1. The legislative body shall assemble on the first Wednesday of January biennially. Senators and representatives shall be elected biennially, and hold office two years, commencing on the first Wednesday of January following their election.

SECT. 2. The term of office of the Governor, Lieutenant-Governor, and Councillors respectively, shall commence on the first Wednesday of January, and shall continue for the term of two years, and until their successors shall be chosen and qualified.

SECT. 3. The term of office of the Secretary, Treasurer, and Receiver-General, Auditor, and Attorney-General respectively, shall commence on the third Wednesday of January, and shall continue for the term of two years, and until their successors shall be chosen and qualified ; and the same person shall be eligible as Treasurer and Receiver-General for six years successively, and no more.

SECT. 4. The first election under this article of senators and representatives, and to the offices herein named, shall be on the Tuesday next after the first Monday of November, in the year eighteen hundred and eighty, in the manner prescribed by the constitution of the Commonwealth, and thereafter on said Tuesday of November biennially ; and the first session of the legislative body under the provisions hereof shall commence on the first Wednesday of January, eighteen hundred and eighty-one.

SECT. 5. It shall be the duty of the Legislature first to assemble after the adoption of this article to make all necessary provisions of law, concerning the tenure of office of all county officers, and concerning the reports of the Treasurer and Receiver-General and other State officers and institutions, and to make all such provisions of law as may be required in consequence of the change from annual to biennial elections, and from annual to biennial sessions of the Legislature.

SECT. 6. All the provisions of the existing constitution

inconsistent with the provisions herein contained are hereby wholly annulled.

SECT. 7. The General Court shall direct the manner of voting by the people upon the proposed amendment, and enact all such laws as shall be necessary to procure a free and fair vote thereon, and to give effect to the provisions hereof.

Sent up for concurrence in the amendment to the title.

*The Orders Taken up.*

The orders of the day were again taken up, and the Resolve providing for an amendment of the constitution to secure the elective franchise and the right to hold office to women was further considered. After debate, the roll being called, at the request of Mr. Cummings of Fall River, on the main question, the resolve was refused a third reading by a vote of 82 yeas to 85 nays, as follows: —

Orders of the day.

YEAS.

Messrs. Ames, Azel, jun.  
Baker, John I.  
Beeching, Richard.  
Bennett, James W.  
Bennett, Joseph.  
Berry, John F.  
Bond, George H.  
Bryan, James H.  
Clark, Lyman.  
Clough, Benjamin.  
Colburn, George F.  
Crocker, Charles T.  
Crowley, Robert E.  
Cummings, John W.  
Darling, Homer W.  
Dee, John H.  
Donnell, Elbridge C.  
Everson, John W.  
Ferson, Charles H.  
Fiske, Alonzo S.  
Gaylord, William M.  
Hall, Eben A.  
Hart, John W.  
Hastings, Thomas J.  
Hines, Francis E.  
Hoar, William M.  
Hollis, Freeman.  
Holmes, Horace M.

Messrs. Howland, Charles H.  
Ingraham, William H.  
James, John F.  
Johnson, Henry A.  
Ladd, Charles R.  
Litchman, Charles H.  
Lowther, George W.  
Lyons, William.  
Marsh, Edwin W.  
McGlynn, Patrick M.  
McMahon, John F.  
Mooney, Daniel S.  
Nichols, Joseph J.  
Norton, John B.  
Noyes, Charles J.  
O'Connor, Dennis.  
Paddack, Henry.  
Paine, Samuel C.  
Peabody, John W.  
Pickman, John J.  
Pinkham, Daniel R.  
Powers, Henry W.  
Pratt, Edwin B.  
Proctor, William P.  
Reed, John D.  
Rice, J. M.  
Rice, Leonard B.  
Robinson, Amasa C.

**Messrs. Rowe, Amos.**

Russell, Thomas.  
 Sanders, William.  
 Smith, Rufus.  
 Soule, Rufus A.  
 Spillane, Timothy B.  
 Stetson, George F.  
 Stuart, William J.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Van Deusen, Merritt.  
 Varnum, Leavitt R. J.

**Messrs. Wadlin, Daniel H.**

Warren, Alonzo.  
 Webster, Abel.  
 Wentworth, Charles A.  
 Whitney, Edwin.  
 Whittemore, Jonathan.  
 Wiggin, William H.  
 Wilbur, Daniel.  
 Willis, George D.  
 Wiswell, Joseph.  
 Witherell, William D.  
 Wonson, Charles H.  
 Wood, David F.

**NATS.****Messrs. Aldrich, Charles P.**

Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bates, Theodore C.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Bradstreet, Dudley.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, Luther J.  
 Brown, William H.  
 Bulloch, Andrew.  
 Burke, William J.  
 Callender, Edward B.  
 Carberry, William H.  
 Clark, Joel C.  
 Clarke, Henry S.  
 Coleman, Lewis.  
 Crocker, Elisha, jun.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Crowley, Jeremiah J.  
 Daniels, Elijah B.  
 Davis, Joseph W.  
 Day, Thomas H.  
 Desmond, Cornelius.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Fitz Gerald, Thomas F.  
 Flood, John T.  
 Foss, William A.  
 Fowler, Francis E.  
 Frye, Newton P.

**Messrs. Fuller, Henry W.**

Glover, George D.  
 Graham, James B.  
 Hartshorn, Calvin L.  
 Henry, Neil.  
 Hill, Hamilton A.  
 Hoyt, Richard H.  
 Hyde, Henry D.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, Albert.  
 Kimball, D. Smith.  
 Lawrence, Sumner P.  
 Leonard, Marcus.  
 Levy, Samson.  
 Lincoln, Arthur.  
 Lincoln, Elmer.  
 Livermore, Rufus.  
 Maynard, Elisha B.  
 McGeough, James A.  
 Montague, Royal M.  
 Morse, Leander B.  
 Moulton, Jesse.  
 Nickerson, Richard E.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Pynchon, William.  
 Quigley, James L.  
 Randall, David.  
 Rockwell, Francis W.  
 Sampson, George T.  
 Sargent, Edmund P.  
 Seeley, Montessor S.  
 Sherburne, John H.

|                         |                          |
|-------------------------|--------------------------|
| Messrs. Smith, Maloy J. | Messrs. Tufts, Arthur W. |
| Smyth, William A. S.    | Walker, Joseph H.        |
| Sowdon, Arthur J. C.    | Wardwell, Henry.         |
| Sparrow, James H.       | Ware, Horace E.          |
| Stone, Josiah F.        | Warren, Orrin.           |
| Sweetser, John.         | Webber, Alonzo C.        |
| Thayer, Edward F.       | Whiting, Hiram.          |
| Thayer, Tyler.          | Wilde, Joseph D.         |
| Tucker, Payson E.       |                          |

Yeas, 82 ; nays, 85.

On this question Messrs. Cushing of Middleborough, Ranlett of Newton, Osgood of Salem, Fish of Sandwich, Howes of Dennis, Macomber of Westport, Brigham of Westborough, Brackett of Boston, Converse of Malden, Damon of Lancaster, and Morton of Fairhaven, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Hale of Cambridge, Lewis of Provincetown, Horton of Salem, Bartlett of Montague, Coggin of Boxford, Mellen of Worcester, Morton of Chicopee, Woodbury of Charlton, Holbrook of Sherborn, Hooper of Medford, and Lovell of Barnstable.

The Resolve providing for an amendment of the constitution in relation to sheriffs was read a second time, and, on motion of Mr. Noyes of Boston, was postponed for further consideration until Monday.

The Bill to authorize the supplying steam and hot water by gas companies and other corporations was further considered. The pending amendment moved by Mr. Walker of Worcester was rejected, and the bill was ordered to a third reading.

The Bill concerning the fencing of railroads was read a second time, and ordered to a third reading.

The Bill relieving property from double taxation in certain cases was read a third time, and, pending amendments moved by Messrs. Maynard of Springfield and Hastings of Worcester, further consideration of the bill was postponed until Monday, on motion of Mr. Hastings.

The Bill relating to clerical assistance of registers of probate and insolvency, and establishing the compensation of the same, was read a second time, and its further consideration was postponed until Monday, on motion of Mr. Hyde of Boston.

The Bill in relation to the compensation of street com-

missioners of the city of Boston was read a second time, and considered. Mr. McGeough of Boston moved to amend by substituting a "Bill to amend chapter 337 of the Acts of the years 1870 relative to the compensation of the street commissioners of the city of Boston." Pending this amendment, the main question being on ordering the bill to a third reading,

The House at 4.45 adjourned, a count showing that less than a quorum was present.

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MONDAY, March 31, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Dr. Webb of Boston.

*Petitions Presented.*

Agricultural  
College.

By Mr. Wood of Northborough, remonstrances of Cyrus Gale and others, Samuel S. Russell and others; by Mr. Bennett of Lowell, remonstrance of the city of Lowell; by Mr. Jennings of Fall River, remonstrance of Crawford E. Lindsey and others; by Mr. Damon of Lancaster, remonstrance of George M. Morse and others; and, by Mr. Thayer of Norwood, remonstrance of George Hill and others,—severally against the passage of the Bill concerning the Massachusetts Agricultural College.

Severally placed on file.

*Orders.*

Saturday ses-  
sions.

The following order, offered by Mr. Fuller of Boston, was, at the request of Mr. Osgood of Salem, laid over until to-morrow:

*Ordered*, That on Saturday, April 5, and on Saturday, April 12, the House hold one session, and that the session shall begin at ten o'clock A.M.

Yeas and nays.  
Rule 66.

The following order, offered by Mr. Hastings of Worcester, was, at the request of Mr. Mellen of Worcester, laid over until to-morrow:

*Ordered*, That rule No. 66 be amended by striking out the word "twenty" in the second line, and inserting the word "thirty."

*Ibid.*

The order offered on Friday last by Mr. Horton of

Salem, and laid over, relative to amending Rule No. 66 concerning calling the yeas and nays, was amended by inserting the word "forty" for the word "one-fifth," and, as amended, was rejected.

*Papers from the Senate.*

A Bill to redistrict, in part, the county of Plymouth, and to establish the salaries of the justices and clerks of the district courts therein (reported, in part, on various matters relating to retrenchment), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Plymouth courts.

A Resolve in favor of Sarah F. Lawrence (reported on a petition), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

S. F. Lawrence.

Notice was received from the Senate, that the House "Bill to amend chapter 11 of the General Statutes relating to the assessment of taxes" had been rejected by that branch.

Assessment of taxes.

*Reports of Committees.*

By Mr. Hill of Boston, from the committee on Finance, that the Senate Resolve in relation to the claim of Joshua B. Smith ought to pass in a new draft with the same title.

J. B. Smith.

By Mr. Osgood of Salem, from the committee on Railroads, on a bill on leave, a Bill, in addition to the "General Railroad Act" of the year 1874, to authorize the formation of corporations to construct railroads in foreign countries.

Railroads in foreign countries.

Severally read, and ordered to a second reading.

By Mr. Fitz Gerald of Boston, from the committee on Finance, asking to be discharged from further consideration of the Senate Bill to create a state board of health, lunacy, and charity. Read, and accepted under suspension of the rule, and the bill placed in the orders of the day for to-morrow for a second reading.

Health, lunacy, and charity.

*Taken from the Table.*

On motion of Mr. Park of Cambridge, the Bill in relation to the Commonwealth's flats at South Boston was taken from the table, and referred to the committee on Railroads. Sent up for concurrence.

South-Boston flats.



*Bills Enacted and a Resolve Passed.***Bills enacted.**

Engrossed bills:

Relating to the election of assessors and assistant assessors in the city of Cambridge;

To provide for the more accurate registration of vital statistics;

Concerning the commitment of lunatics to hospitals;

In relation to the grade-crossing of the Vermont and Massachusetts and Connecticut-river Railroads in Deerfield;

To suppress pigeon-shooting and similar sports;

To legalize the action of the town-meeting of Barnstable held the third day of March in the year 1879;

To authorize the appointment of a harbor-master for the port of Lynn; and

To amend chapter 78 of the Acts of the year 1879 relating to the salaries of the assistant clerks of the Senate and House of Representatives;

(Which severally originated in the House);

To amend chapter 109 of the General Statutes relating to guardians and wards;

Concerning the jurisdiction of the supreme judicial court and probate courts as to wills; and

Relating to proceedings in probate courts;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

**Resolve passed.**

An engrossed Resolve in favor of Fanny Ross (which originated in the House) was passed, signed, and sent to the Senate.

*Discharged from the Orders.***Westfield dike.**

On motion of Mr. Van Deusen of Westfield, the Bill to provide for the further protection of the town of Westfield from floods was discharged from the orders of the day. It was read a second time, and under suspension of the rule, moved by the same gentleman, was read a third time, passed to be engrossed, and sent up for concurrence.

**Steam.**

On motion of Mr. Ladd of Springfield, the Bill to authorize the supplying steam and hot water water by gas companies and other corporations was discharged from the orders of the day. It was read a third time, and passed to be engrossed in concurrence.

*Orders of the Day.*

The Bill relating to clerical assistance of registers of probate and insolvency, and establishing the compensation of the same, was ordered to a third reading. Orders of the day.

The Bill in relation to the compensation of street commissioners of the city of Boston was further considered. The pending amendment, moved by Mr. McGeough of Boston, was rejected. A second amendment moved by the same gentleman, striking out the words "twenty-five hundred" in the first section, and inserting instead the words "two thousand," was adopted; and the bill as amended was ordered to a third reading.

The Bill to establish the salaries of the justices and clerks of the district and police courts in the county of Berkshire was read a second time, and ordered to a third reading.

**Bills:**

To extend the time for constructing Quinsigamond Avenue in the city of Worcester; and

To enable the town of Northampton to realize the value of certain stolen bonds and coupons;

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being laid on the table, the bills were severally read a third time, passed to be engrossed, and sent up for concurrence, under suspension of the rule moved by Mr. Litchman of Marblehead.

**Bills:**

To establish the salaries of the justices and clerks of the district courts in the county of Bristol; and

Relating to conveyances of land on the Back Bay;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to establish the salaries of the district-attorneys and the assistant district-attorneys, and the clerk of the district-attorney for the Suffolk District, was read a third time, passed to be engrossed, and sent up for concurrence. Subsequently, the orders of the day being laid on the table, on motion of Mr. Hyde of Boston the vote whereby the bill was passed to be engrossed was reconsidered; and, pending the recurring question on engrossment, the bill was placed in the orders of the day for tomorrow.

The Resolve providing for an amendment of the constitution in relation to sheriffs was further considered. On the main question of ordering the resolve to a third reading, the yeas and nays were ordered at the request of Mr. Noyes of Boston; and, the roll being called, the resolve was rejected by a vote of 84 yeas to 105 nays, as follows:—

## YEAS.

| Messrs.               | Messrs.                 |
|-----------------------|-------------------------|
| Ames, Azel, jun.      | Lincoln, Charles S.     |
| Barrett, Richard.     | Lowther, George W.      |
| Barrus, Alvan.        | Macomber, William P.    |
| Bennett, Joseph.      | Magee, James P.         |
| Bolles, Matthew.      | Marsh, Edwin W.         |
| Bond, George H.       | Morton, Elb'ge G., jun. |
| Brackett, John Q. A.  | Moulton, Jesse.         |
| Brown, Horace.        | Murray, Joseph.         |
| Brown, William H.     | Noyes, Charles J.       |
| Bryan, James H.       | Osgood, Charles S.      |
| Callender, Edward B.  | Paige, Lucius R.        |
| Clark, Joel C.        | Paine, Samuel C.        |
| Clark, Lyman.         | Powers, Henry W.        |
| Clark, Wilder P.      | Prescott, Charles J.    |
| Coggin, William S.    | Randall, David.         |
| Crocker, Charles T.   | Ranlett, Charles E.     |
| Crocker, Elisha, jun. | Reed, John D.           |
| Crowell, Edward P.    | Reed, William, jun.     |
| Daniels, Elijah B.    | Rice, J. M.             |
| Donnell, Elbridge C.  | Russell, Thomas.        |
| Fish, Isaiah.         | Sheldon, Henry S.       |
| Fuller, Henry W.      | Sherburne, John H.      |
| Glines, Jacob T.      | Smyth, William A. S.    |
| Hale, Edwin B.        | Sowdon, Arthur J. C.    |
| Hall, Eben A.         | Sparrow, James H.       |
| Harden, George P.     | Stanley, John.          |
| Hartshorn, Calvin L.  | Stone, Josiah F.        |
| Hastings, Thomas J.   | Stuart, William J.      |
| Hill, Hamilton A.     | Sweetser, John.         |
| Holbrook, Jonathan.   | Thayer, Edward F.       |
| Holmes, Horace M.     | Thomas, Edward I.       |
| Hooper, John H.       | Tilden, William S.      |
| Horton, Nathaniel A.  | Tufts, Arthur W.        |
| Howes, Thomas P.      | Wadlin, Daniel H.       |
| Humphrey, Robert.     | Walker, Joseph H.       |
| Hyde, Henry D.        | Wardwell, Henry.        |
| Johnson, Henry A.     | Ware, Horace E.         |
| Kimball, D. Smith.    | Warren, Orrin.          |
| Ladd, Charles B.      | Whiting, Hiram.         |
| Lincoln, Arthur.      | Wiggin, William H.      |

Messrs. Wilde, Joseph D.  
Willis, George D.

Messrs. Wiswell, Joseph.  
Woodbury, George D.

NAYS.

Messrs. Aldrich, Charles P.  
Baker, John I.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Bates, Theodore C.  
Beebe, Eleazer S.  
Beeching, Richard.  
Bennett, James W.  
Berry, John F.  
Blake, J. Albert.  
Bradstreet, Dudley.  
Bulloch, Andrew.  
Burr, Benjamin F.  
Carberry, William H.  
Clarke, Henry S.  
Clough, Benjamin.  
Colburn, George F.  
Coleman, Lewis.  
Crowley, Jeremiah J.  
Crowley, Robert E.  
Damon, Samuel R.  
Darling, Homer W.  
Davis, Joseph W.  
Day, Thomas H.  
Dee, John H.  
Desmond, Cornelius.  
Eastabrooks, James E.  
Emery, Levi.  
Everson, John W.  
Fitz Gerald, Thomas F.  
Foss, William A.  
Fowler, Francis E.  
Frye, Newton P.  
Glover, George D.  
Graham, James B.  
Hart, John W.  
Hathaway, Judah.  
Henry, Neil.  
Hines, Francis E.  
Hollis, Freeman.  
Hosmer, Frederick N.  
Howland, Charles H.  
Hoyt, Richard H.  
Ingraham, William H.  
James, John F.

Messrs. Jenkins, Edward J.  
Joyce, John.  
Kelley, Joseph J.  
Keough, Thomas L.  
Lawrence, Sumner P.  
Lawton, James M.  
Leary, Frank D.  
Leonard, Marcus.  
Levy, Samson.  
Lewis, Bangs A.  
Lincoln, Elmer.  
Litchman, Charles H.  
Locke, James L.  
Loring, Chauncy.  
Lyon, William.  
Maynard, Elisha B.  
McGeough, James A.  
McGlynn, Patrick M.  
McMahon, John F.  
Mellen, James H.  
Montague, Royal M.  
Mooney, Daniel S.  
Morse, Leander B.  
Morton, Frank H.  
Nichols, Joseph J.  
O'Connor, Dennis.  
O'Neil, Joseph H.  
Paddack, Henry.  
Peabody, John W.  
Pickman, John J.  
Pinkham, Daniel R.  
Pynchon, William.  
Quigley, James L.  
Rice, George W.  
Rice, Leonard B.  
Rich, Stephen.  
Ricketts, William J.  
Roach, Richard.  
Robinson, Amasa C.  
Rockwell, Francis W.  
Rowe, Amos.  
Sanders, William.  
Sargent, Edmund P.  
Seeley, Montessor S.  
Shipman, Jonathan E.

|                        |                               |
|------------------------|-------------------------------|
| Messrs. Smith, Elizur. | Messrs. Varnum, Leavitt R. J. |
| Smith, Joseph.         | Warren, Alonzo.               |
| Soule, Rufus A.        | Wentworth, Charles A.         |
| Spillane, Timothy B.   | Whitney, Edwin.               |
| Stetson, George F.     | Whittemore, Jonathan.         |
| Thayer, Tyler.         | Witherell, William D.         |
| Trussell, Rufus.       | Wood, David F.                |
| Van Deusen, Merritt.   |                               |

Yeas, 84 ; nays, 105.

The Bill relieving property from double taxation in certain cases was further considered. The pending amendments, moved by Mr. Hastings of Worcester, were adopted. Mr. Paige of Cambridge moved a further amendment ; and, without coming to a vote on the main question of the engrossment of the bill, the House

At 4.55 adjourned.

TUESDAY, April 1, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Massachusetts  
Central Rail-  
road.

By Mr. Aldrich of Deerfield, petition of Charles Arms and 168 others ; by Mr. McGeough of Boston, petition of John P. Squire & Co., and 181 others ; by Mr. Tucker of Boston, petition of Parker, Wilder, & Co., and 175 others ; by Mr. Bolles of Boston, petition of Martin, Skinner, & Fay, and 252 others ; and, by Mr. Hill of Boston, petition of Stickney & Poor and 171 others, — severally in aid of the Bill in relation to the Massachusetts Central Railroad.

Severally placed on file.

*Taken from the Table.*

Municipal  
woman suffrage.

On motion of Mr. Clark of Petersham, the Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices, was taken from the table. It was read a second time, and, pending the question on ordering to a third reading, it was placed in the orders of the day for to-morrow, next preceding the Senate " Bill to give women the right to vote for members of school committees."

On motion of Mr. Randall of Waltham, the Bill relating to commitments to the Reformatory Prison for Women was taken from the table, and placed in the orders of the day for to-morrow, the question being on its engrossment.

Woman's  
Prison.

### *Orders.*

The order offered yesterday by Mr. Fuller of Boston, and laid over, relative to holding morning sessions on Saturday, April 5, and Saturday, April 12, was rejected.

Saturday ses-  
sions.

The order offered yesterday by Mr. Hastings of Worcester, and laid over, relative to amending Rule 66 concerning the calling of the yeas and nays, was adopted.

Yeas and nays.

### *Papers from the Senate.*

The report of the committee on Education, inexpedient to legislate, on an order relative to discontinuing the State Normal Art School and one of the State normal schools, accepted by the Senate, was read, and placed in the orders of the day for to-morrow.

State Normal  
Art School.

### *Bills :*

To give women the right to vote for members of school committees (reported on several petitions) ; and

Women's voting  
for school com-  
mittees.

To establish the compensation of the special justices to the police and district courts in the Commonwealth (reported on various matters relating to retrenchment) ;

Special justices.

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

The House Bill to amend an act to regulate the hours of labor in manufacturing establishments came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

Ten-hour law.

Notice was received from the Senate that the House "Bill requiring a description of lands taken for streets, ways, and sewers, to be recorded in registries of deeds," had been rejected by that branch.

Records of  
lands taken.

### *Bills Enacted.*

#### *Engrossed bills :*

Concerning the officers in attendance upon the superior court for the county of Suffolk (which originated in the House) ; and

Bills enacted.

|                                    |                                |
|------------------------------------|--------------------------------|
| <b>Messrs.</b> Holbrook, Jonathan. | <b>Messrs.</b> Peck, Walter B. |
| Hosmer, Frederick N.               | Pinkham, Daniel R.             |
| Howes, Thomas P.                   | Powers, Henry W.               |
| Howland, Charles H.                | Proctor, William P.            |
| Humphrey, Robert.                  | Quigley, James L.              |
| Hyde, Henry D.                     | Reed, William, jun.            |
| Ingraham, William H.               | Reynolds, Samuel M.            |
| James, John F.                     | Rice, George W.                |
| Jennings, Andrew J.                | Rice, J. M.                    |
| Johnson, Henry A.                  | Rice, Leonard B.               |
| Joyce, John.                       | Rich, Stephen.                 |
| Kelley, Joseph J.                  | Ricketts, William J.           |
| Keough, Thomas L.                  | Roach, Richard.                |
| Kimball, Albert.                   | Robinson, Amasa C.             |
| Kimball, D. Smith.                 | Rowe, Amos.                    |
| Ladd, Charles R.                   | Russell, Thomas.               |
| Leonard, Marcus.                   | Sanders, William.              |
| Levy, Samson.                      | Sargent, Edmund P.             |
| Lewis, Bangs A.                    | Savery, William.               |
| Lincoln, Arthur.                   | Scott, Augustus E.             |
| Litchman, Charles H.               | Seeley, Montessor S.           |
| Lowther, George W.                 | Sherburne, John H.             |
| Lyon, William.                     | Shipman, Jonathan E.           |
| Macomber, William P.               | Smith, Joseph.                 |
| Magee, James P.                    | Smyth, William A. S.           |
| Maynard, Elisha B.                 | Soule, Rufus A.                |
| McCafferty, Matthew J.             | Sowdon, Arthur J. C.           |
| McGeough, James A.                 | Sparrow, James H.              |
| McGlynn, Patrick M.                | Spillane, Timothy B.           |
| McMahon, John F.                   | Stanley, John.                 |
| Mellen, James H.                   | Stetson, George F.             |
| Mooney, Daniel S.                  | Thayer, Edward F.              |
| Morse, Leander B.                  | Thayer, Frederick.             |
| Morton, Elbridge G., jun.          | Tucker, Payson E.              |
| Morton, Frank H.                   | Tufts, Arthur W.               |
| Moulton, Jesse.                    | Van Deusen, Merritt.           |
| Murphy, Patrick F.                 | Wadlin, Daniel H.              |
| Murray, Joseph.                    | Walker, Joseph H.              |
| Nichols, Joseph J.                 | Warren, Alonzo.                |
| Norton, John B.                    | Webber, Alonzo C.              |
| Noyes, Charles J.                  | Webster, Abel.                 |
| O'Connor, Dennis.                  | Whiting, Hiram.                |
| O'Neil, Joseph H.                  | Whittemore, Jonathan.          |
| Paddack, Henry.                    | Wilde, Joseph D.               |
| Paine, Samuel C.                   | Willis, George D.              |
| Park, George W.                    | Wiswell, Joseph.               |
| Peabody, John W.                   | Wright, Francis W.             |

## NAYS.

Messrs. Adams, Albert S.  
 Aldrich, Charles P.  
 Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Bennett, James W.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, Luther J.  
 Brown, William H.  
 Clark, Wilder P.  
 Clough, Benjamin.  
 Colburn, George F.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.  
 Crowell, Edward P.  
 Cushing, Matthew H.  
 Damon, Samuel R.  
 Darby, William F.  
 Eastabrooks, James E.  
 Emery, Levi.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Hart, John W.  
 Hathaway, Judah.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Hooper, John H.  
 Horton, Nathaniel A.

Messrs. Hoyt, Richard H.  
 Jenkins, Edward J.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Lincoln, Charles S.  
 Livermore, Rufus.  
 Locke, James L.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Paige, Lucius R.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Randall, David.  
 Ranlett, Charles E.  
 Reed, John D.  
 Rockwell, Francis W.  
 Russell, Solomon N.  
 Sampson, George T.  
 Sheldon, Henry S.  
 Smith, Rufus.  
 Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Wardwell, Henry.  
 Warren, Orrin.  
 Whitney, Edwin.  
 Wilbur, Daniel.  
 Wonson, Charles H.  
 Wood, David F.  
 Woodbury, George D.

Yeas, 184; nays, 75.

On this question Mr. Leary of Worcester, who, it was announced, would have voted in the affirmative, was paired with Mr. Ware of Milton

Sent up for concurrence.

The Bill in relation to the Massachusetts Central Railroad Company was further considered. Amendments were moved by Messrs. Rockwell of Pittsfield, Ingraham of



Watertown, Park of Cambridge, and Gaylord of Northampton, and, pending the question on ordering the bill to a third reading, the orders of the day were laid on the table.

At 5.08 adjourned.

WEDNESDAY, April 2, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Agricultural  
College.

By Mr. Nichols of Lawrence, petition of John K. Tarbox and others, and, by Mr. Clarke of Walpole, remonstrance of George A. Kendall and others, — severally against the passage of the Bill concerning the Massachusetts Agricultural College.

Severally placed on file.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

To supply the village of Foxborough with pure water (which originated in the House) ; and

To establish the salaries of the adjutant-general and the several employes in the military department (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Papers from the Senate.*

Bills.

Bills :

To amend chapter 71 of the Acts of the year 1879 in relation to the payment of debts by executors and administrators ; and

Concerning estates of insolvent debtors (being a new draft of a House bill with the same title) ;

Severally passed to be engrossed by the Senate, were severally read, and referred to the committee on Probate and Chancery.

Bills :

To authorize trial-justices to admit prisoners to bail ; and

Concerning set-off of debts due from legatees under wills, or from distributees of intestate estates ;

Severally passed to be engrossed by the Senate, were severally read, and referred to the committee on the Judiciary.

**Bills :**

To amend "An Act concerning manufacturing and other corporations" (reported on a petition for amendment of the laws relative to co-operative trade) ; and

To amend "An Act to permit the establishment of a union freight depot in Greenfield" (reported on an order) ;

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

The House Bill concerning the fees of deputy-sheriffs came down, passed to be engrossed in concurrence, with certain amendments, which were placed in the orders of the day for Friday. Deputy-sheriffs.

The report of the committee of Conference on the matter of difference between the two branches relative to certain Senate amendments to the Bill amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth, that said amendments should be adopted, with certain other amendments accepted by the Senate, was read, and accepted in concurrence, under suspension of the rule. Clapp and Ballou.

*Seat Vacated.*

A communication was received from Mr. Charles S. Osgood of Salem, and read, stating that he had been appointed register of deeds for the Southern District of Essex County, and that his acceptance of the position, under the constitution, vacated his seat in the House as a member from the Sixth Essex District. Charles S. Osgood.

*Vacancy Filled.*

Mr. Rice of Worcester was appointed a member of the committee on Railroads, to fill the vacancy occasioned by the withdrawal of Mr. Osgood as a member of the House. J. M. Rice.

*Orders of the Day.*

**Bills :**

Fixing the salaries of county treasurers ;

Fixing the salaries of county commissioners ;

Fixing the salaries of sheriffs ;

To establish the compensation of the special justices to the police and district courts in the Commonwealth ; and

Orders of the day.

To establish a board of commissioners of prisons (a portion of the amendments recommended by the committee on Finance having been adopted; also further amended on motions of Messrs. Ladd of Springfield, and Litchman of Marblehead);

Were severally read a second time, and ordered to a third reading.

The Bill relating to the construction of bridges by the Fall-River, Warren, and Providence Railroad Company, over Cole's River and Lee's River, was read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

For the protection and preservation of birds, birds' eggs, deer, and game; and

To establish the salaries of the justices and clerks of the district and police courts in the county of Berkshire;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill in relation to the Massachusetts Central Railroad Company was further considered, and, after extended debate, was ordered to a third reading, only the amendments moved by Mr. Gaylord of Northampton being adopted.

The Bill to establish the salaries of the district-attorneys and the assistant district-attorneys, and the clerk of the district-attorney, for the Suffolk District, was further considered, passed to be engrossed, and sent up for concurrence.

The Bill to provide for certain returns to be made by water boards, commissions, and companies, was read a third time, and amended on motion of Mr. Hoar of Lowell. The question being put, the bill was declared to be passed to be engrossed. The vote was doubted, and the point of order was raised that not a quorum of the House was present. A count showed that but 96 members were present, and, pending the verification of the vote on passing the bill to be engrossed, the House

At 5.12 adjourned until Friday.

FRIDAY, April 4, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Marsh of Quincy, remonstrance of the trustees of the Malden Public Library; by Mr. Bigelow of Natick, remonstrance of the trustees of the Morse Institute in Natick; and by Mr. Howland of Plymouth, remonstrance of the board of managers of the library of the town of Plymouth,—severally against the Bill concerning the Massachusetts Agricultural College.

Agricultural  
College.

Severally placed on file.

*Order.*

On motion of Mr. Colburn of Leominster,—

Adjournment.

*Ordered*, That, when the House adjourns to-day, it be to meet on Tuesday next.

*Papers from the Senate.*

Bills:

Bills.

In relation to the holding of courts in the Second District Court of Plymouth; and

To authorize the county commissioners of Franklin County to borrow money to repair or enlarge the jail in said county;

Severally passed to be engrossed by the Senate, were severally read, and referred to the committee on the Judiciary.

The Bill establishing the salaries of the secretary and clerk of the board of agriculture (reported on various matters relating to retrenchment), passed to be engrossed by the Senate, was read, and, under suspension of Rule 42, was ordered to a second reading.

Secretary of  
Board of  
Agriculture.*Reports of Committees.*

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Bill for the benefit of indigent soldiers and sailors ought to pass with an amendment.

Indigent  
soldiers.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to authorize trial-justices to admit prisoners to bail ought to pass.

Bail.

Severally placed in the orders of the day for Tuesday for a second reading.

*Bills Enacted.***Bills enacted.**

Engrossed bills :

To incorporate the Subterranean Cable Company of Boston ;

Relating to the division of the estates of insolvent debtors ; and

To amend chapter 188 of the Acts of the year 1876 concerning elections ;

(Which severally originated in the House) ;

Relating to conveyances of land on the Back Bay ;

To authorize the supplying steam and hot water by gas companies and other corporations ; and

To establish the salaries of the justices and clerks of the district courts in the county of Bristol ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

**Resolve passed.**

An engrossed Resolve confirming the acts of James M. Morton as a justice of the peace (which originated in the House) was passed, signed, and sent to the Senate.

*Taken from the Table.***Boston City  
Hospital.**

The report of the committee on the Judiciary, inexpedient to legislate on an order relative to the incorporation of the City Hospital of Boston, was, on motion of Mr. Prescott of Boston, taken from the table, and accepted.

*Discharged from the Orders.***Agricultural  
College.**

On motion of Mr. Pyncheon of Springfield, the Bill concerning the Massachusetts Agricultural College. Read a second time, and its further consideration specially assigned for Tuesday afternoon next, the question being on ordering to a third reading.

**Collection of  
taxes.**

On motion of Mr. Hastings of Worcester, the report of the committee on Taxation, inexpedient to legislate, on an order relative to the collection and assessment of taxes. Laid on the table.

**Appropriation  
Bill No. 11.**

On motion of Mr. Noyes of Boston, the Bill in addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes." Read a second time, and ordered to a third reading.

On motion of Mr. Ladd of Springfield, the Bill to establish a board of commissioners of prisons. Read a third time, and, on motion of Mr. McCafferty of Worcester, restored to its place in the orders of the day.

Board of Prison  
Commissioners.

*Orders of the Day.*

**Bills :**

To establish the salaries of the justices and clerks of the district and police courts in the county of Middlesex (amended on motions of Messrs. Ames of Wakefield, Ranellet of Newton, and Lawrence of Pepperell);

To establish the salaries of the justice and clerk of the district court of Eastern Norfolk;

To establish the salaries of the justices and clerks of the district and police courts in the county of Essex;

To establish the salaries of the justices of the district and police courts in the county of Hampden, and of the clerk of the police court of Springfield;

To amend "An Act to permit the establishment of a Union freight depot in Greenfield;" and

To amend "An Act concerning manufacturing and other corporations;"

Were severally read a second time, and ordered to a third reading.

Subsequently, the orders of the day being laid on the table, the last two of the bills named were, on motion of Mr. Noyes of Boston, read a third time under suspension of the rules, and passed to be engrossed in concurrence.

The Bill to provide for certain returns to be made by water boards, commissions, and companies, was passed to be engrossed by a vote of 79 to 24.

The Bill authorizing a fund for the expenses of the executive department was read a third time. Amendments moved by Mr. O'Neil of Boston, to abolish the fund altogether, and by Mr. Noyes of Boston, to reduce it from three thousand dollars to twenty-five hundred dollars, were severally rejected; and the bill was passed to be engrossed in concurrence.

The order reported on the 24th of March by the committee on Labor, providing for a joint special committee of the two branches to sit during the recess, to investigate the subject of convict-labor, was amended on motions of Messrs. Tufts of Boston, Ladd of Springfield, and Litchman of Marblehead, and was then adopted as follows:

Orders of the  
day.

*Ordered*, That there be appointed a joint special committee, to consist of five members upon the part of the House of Representatives, with such as the Senate may join, to sit during the recess, without pay except for their actual expenses, and provided that the whole expense of said committee shall not exceed the sum of one thousand dollars, to investigate the system of letting out to private contractors the labor of convicts in the penal and reformatory institutions of this Commonwealth, and report in print to the Legislature at its next annual session upon the following subjects: —

*First*, the effect of said system upon the general industries of the State.

*Second*, The effect of said system upon the interests of free labor.

*Third*, The effect of this system upon the reformation of the convict.

*Fourth*, What advantage, if any, the products of prison-labor have over other manufactures in the matter of profits and cheapness of labor.

*Fifth*, The effect of any prison contract upon the particular kind or kinds of goods mentioned in said contract.

*Sixth*, The feasibility of abolishing the contract system, and substituting therefor some other, whereby the profits shall not go to private contractors, but to the State.

*Seventh*, Such other points not here enumerated as will give said committee full statistics and information upon the subject mentioned.

And, in order that the full spirit and intent hereof shall be attained, said committee shall have power to send for persons and papers within the Commonwealth, and to examine persons under oath.

Sent up for concurrence.

The Bill providing for the better administration of equity practice was read a second time, and its further consideration was postponed until Tuesday, on motion of Mr. Brackett of Boston.

The Resolve in favor of the Carney Hospital was considered. After extended debate, the yeas and nays were ordered on request of Mr. McCafferty of Worcester; and, the roll being called, the resolve was rejected, as recommended by the committee on Finance, by a vote of 121 yeas to 53 nays, as follows: —

## YEAS.

|                                    |                                     |
|------------------------------------|-------------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Ingraham, William H. |
| Ames, Azel, jun.                   | Jennings, Andrew J.                 |
| Atkinson, Benjamin F.              | Johnson, Henry A.                   |
| Baker, John I.                     | Kimball, Albert.                    |
| Bartlett, Charles R.               | Ladd, Charles R.                    |
| Bartlett, Joseph F.                | Lawrence, Sumner P.                 |
| Bates, Theodore C.                 | Lawton, James M.                    |
| Berry, John F.                     | Levy, Samson.                       |
| Bigelow, Francis.                  | Lincoln, Arthur.                    |
| Bolles, Matthew.                   | Litchfield, William C.              |
| Brackett, John Q. A.               | Livermore, Rufus.                   |
| Bradstreet, Dudley.                | Locke, James L.                     |
| Brigham, George O.                 | Lowther, George W.                  |
| Brooks, William A.                 | Lyon, William.                      |
| Brown, Luther J.                   | Macomber, William P.                |
| Brown, William H.                  | Marsh, Edwin W.                     |
| Bryan, James H.                    | Monroe, Alfred C.                   |
| Bulloch, Andrew.                   | Montague, Royal M.                  |
| Clark, Joel C.                     | Morse, Leander B.                   |
| Clark, Lyman.                      | Morton, Elb'ge G., jun.             |
| Clarke, Henry S.                   | Morton, Frank H.                    |
| Clough, Benjamin.                  | Moulton, Jesse.                     |
| Coggin, William S.                 | Nickerson, Richard E.               |
| Colburn, George F.                 | Norton, John B.                     |
| Crocker, Elisha, jun.              | Paige, Lucius R.                    |
| Crosby, Isaac N.                   | Park, George W.                     |
| Crowell, Edward P.                 | Powers, Henry W.                    |
| Cushing, Matthew H.                | Pratt, Edwin B.                     |
| Damon, Samuel R.                   | Prescott, Charles J.                |
| Daniels, Elijah B.                 | Pynchon, William.                   |
| Donnell, Elbridge C.               | Randall, David.                     |
| Eastabrooks, James E.              | Ranlett, Charles E.                 |
| Ferson, Charles H.                 | Reed, John D.                       |
| Fiske, Alonzo S.                   | Rice, J. M.                         |
| Frye, Newton P.                    | Robinson, Amasa C.                  |
| Fuller, Henry W.                   | Rowe, Amos.                         |
| Gaylord, William M.                | Sampson, George T.                  |
| Glover, George D.                  | Sanders, William.                   |
| Hall, Eben A.                      | Sargent, Edmund P.                  |
| Hart, John W.                      | Scott, Augustus E.                  |
| Hartshorn, Calvin L.               | Sheldon, Henry S.                   |
| Hastings, Thomas J.                | Shipman, Jonathan E.                |
| Hollis, Freeman.                   | Smith, Joseph.                      |
| Hooper, John H.                    | Smyth, William A. S.                |
| Horton, Nathaniel A.               | Soule, Rufus A.                     |
| Howes, Thomas P.                   | Sowdon, Arthur J. C.                |
| Hoyt, Richard H.                   | Sparrow, James H.                   |
| Humphrey, Robert.                  | Stanley, John.                      |



|                            |                          |
|----------------------------|--------------------------|
| Messrs. Stetson, George F. | Messrs. Wardwell, Henry. |
| Stone, Josiah F.           | Ware, Horace E.          |
| Stuart, William J.         | Webber, Alonzo C.        |
| Sweetser, John.            | Whitney, Edwin.          |
| Thayer, Edward F.          | Whittemore, Jonathan.    |
| Thayer, Tyler.             | Wilbur, Daniel.          |
| Thomas, Edward I.          | Wildé, Joseph D.         |
| Tilden, William S.         | Willis, George D.        |
| Trussell, Rufus.           | Wiswell, Joseph.         |
| Tucker, Payson E.          | Wonson, Charles H.       |
| Tufts, Arthur W.           | Woodbury, George D.      |
| Van Deusen, Merritt.       | Wright, Francis W.       |
| Wadlin, Daniel H.          |                          |

## NAYS.

|                           |                          |
|---------------------------|--------------------------|
| Messrs. Bennett, James W. | Messrs. Loring, Chauncy. |
| Bennett, Joseph.          | McCafferty, Matthew J.   |
| Bond, George H.           | McGeough, James A.       |
| Brown, Horace.            | McGlynn, Patrick M.      |
| Carberry, William H.      | McMahon, John F.         |
| Crocker, Charles T.       | Mellen, James H.         |
| Crowley, Jeremiah J.      | Mooney, Daniel S.        |
| Crowley, Robert E.        | Murphy, Patrick F.       |
| Cummings, John W.         | Nichols, Joseph J.       |
| Davis, Joseph W.          | Noyes, Charles J.        |
| Dee, John H.              | O'Connor, Dennis.        |
| Desmond, Cornelius.       | O'Neil, Joseph H.        |
| Everson, John W.          | Peabody, John W.         |
| Fitz Gerald, Thomas F.    | Pickman, John J.         |
| Foss, William A.          | Pinkham, Daniel R.       |
| Graham, James B.          | Proctor, William P.      |
| Henry, Neil.              | Quigley, James L.        |
| Hines, Francis E.         | Rich, Stephen.           |
| Hoar, William M.          | Rockwell, Francis W.     |
| Howland, Charles H.       | Russell, Thomas.         |
| James, John F.            | Seeley, Montessor S.     |
| Jenkins, Edward J.        | Sherburne, John H.       |
| Joyce, John.              | Spillane, Timothy B.     |
| Kelley, Joseph J.         | Varnum, Leavitt B. J.    |
| Kimball, D. Smith.        | Warren, Alonzo.          |
| Leonard, Marcus.          | Wentworth, Charles A.    |
| Lincoln, Charles S.       |                          |

Yeas, 121 ; nays, 53.

On this question Mr. Hale of Cambridge, who, it was announced, would have voted in the affirmative, was paired with Mr. Flood of Randolph.

The Bill to establish the salaries of the justices and clerks of the district and police courts in the county of

Worcester was read a second time, and, on motion of Mr. Prescott of Boston, its further consideration was postponed until Tuesday.

The Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners was read a third time, and its further consideration was postponed until Tuesday, on motion of Mr. Thayer of Boston.

The House concurred in the Senate amendments to the Bill concerning the fee for certificates of insanity, and the bill was returned to the Senate indorsed accordingly.

The Bill relating to fees and costs in civil actions was read a third time, amended on motion of Mr. Hale of Cambridge, passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

At 5.05 adjourned until Tuesday, April 8.

TUESDAY, April 8, 1879.

Met according to adjournment.

Prayer was offered by the Rev. Dr. Blagden of Boston.

*Petitions Presented.*

By Mr. Ware of Milton, remonstrance of the citizens of Canton; by Mr. Emery of Lawrence, remonstrance of James R. Simpson and others; by Mr. Cushing of Middleborough, remonstrance of the trustees of the Public Library of the town of Middleborough; by Mr. Levy of Newburyport, remonstrance of Edward S. Moseley and others; and, by Mr. Walker of Worcester, remonstrance of the mayor of Worcester,—severally against the Bill concerning the Massachusetts Agricultural College.

Agricultural College.

By Mr. Noyes of Boston, remonstrances of William M. Howes and others, and of F. M. Freeman and others,—severally against transferring the duties of the harbor and land commissioners to the board of railroad commissioners. Severally placed on file.

Harbor and Land Commissioners.

*Order.*

The following order, offered by Mr. Baker of Beverly, was, at the request of Mr. Marsh of Quincy, laid over until to-morrow:

Morning sessions.

*Ordered,* That hereafter the morning sessions of the House shall begin at ten o'clock.

*Papers from the Senate.*

Settlement of  
paupers.

The Bill to amend "An Act concerning the settlement of paupers" (being a new draft of a House bill with a similar title), passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Terminal facilities  
for Hoosac  
Tunnel.

The Bill to provide for furnishing terminal facilities for the Hoosac Tunnel business (reported on a petition and a portion of the Governor's address), passed to be engrossed by the Senate, was read, and ordered to a second reading.

Water-supply  
of cities and  
towns.

The Bill to preserve the purity of the water-supply of towns and cities came down, passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

Bail in Suffolk  
County.

Notice was received from the Senate, that the House "Bill relating to bail in criminal cases in the county of Suffolk" had been rejected by that branch.

*Reports of Committees.*

Second District  
Court of Plym-  
outh.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill in relation to the holding of courts in the Second District Court of Plymouth ought to pass.

Franklin-county  
commissioners.

By Mr. Maynard of Springfield, from the same committee, that the Senate Bill to authorize the county commissioners of Franklin County to borrow money to repair or enlarge the jail in said county ought to pass.

Set-off.

By Mr. Hale of Cambridge, from the same committee, that the Senate Bill concerning set-off of debts due from legatees under wills, or from distributees of intestate estates, ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

*Discharged from the Orders.*

Indigent  
soldiers and  
sailors.

On motion of Mr. Thayer of Boston, the Bill for the benefit of indigent soldiers and sailors was discharged from the orders of the day. It was read a second time, and, pending the question on ordering to a third reading, was, on motion of the same gentleman, postponed for further consideration until to-morrow, to be placed first in the orders of the day.

*Message from the Governor.*

A message was received from his Excellency the Governor, returning, with his objections thereto, the House "Bill to provide for the more accurate registration of vital statistics." On motion of Mr. Russell of Boston, the consideration of the matter was postponed until to-morrow, and the message was ordered to be printed; the question being, Shall the bill become a law, notwithstanding the objections of his Excellency the Governor?

Vital statistics.

*Special Assignment.*

At twenty minutes before four o'clock, on motion of Mr. Whitney of Stow, the special assignment for the afternoon was taken up, being the Bill concerning the Massachusetts Agricultural College. Pending the question on ordering to a third reading, Mr. Barrus of Goshen moved to amend by substituting a bill with a similar title, which was adopted; and the bill as amended was, under Rule 60, placed in the orders of the day for to-morrow, the question still being on ordering to a third reading.

Massachusetts  
Agricultural  
College.*Orders of the Day.*

## Bills:

In relation to office-hours of State departments; and  
To authorize trial-justices to admit prisoners to bail;  
Were severally read a second time, and ordered to a third reading.

Orders of the  
day.

## Bills:

Relating to clerical assistance of registers of probate and insolvency, and establishing the compensation of the same; and

Fixing the salaries of county treasurers;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to establish the salaries of the justice and clerk of the district court of Eastern Norfolk was read a third time, and passed to be engrossed in concurrence.

The Bill providing for the better administration of equity practice was, on motion of Mr. Brackett of Boston, postponed for further consideration until to-morrow, the question being on ordering to a third reading.

The Bill to establish the salaries of the justices and clerks of the district and police courts in the county of

Worcester was further considered, amended on motion of Mr. Bates of North Brookfield, and ordered to a third reading.

The Bill relative to the duties of registers of deeds was read a third time, and, pending the question on engrossment, was, on motion of Mr. Brackett of Boston, recommitted to the committee on Retrenchment.

The Bill to create a state board of health, lunacy, and charity, was read a second time, and, pending the question on ordering to a third reading, was, on motion of Mr. Prescott of Boston, postponed for further consideration until to-morrow, and placed second in the orders of the day.

The Resolve in relation to the claim of Joshua B. Smith was read a second time, and, pending the question on ordering to a third reading, was, on motion of Mr. Bates of North Brookfield, laid on the table.

The Bill to redistrict, in part, the county of Plymouth, and to establish the salaries of the justices and clerks of the district courts therein, was read a second time. Mr. Howland of Plymouth moved to amend by substituting a "Bill to establish the salaries of the justices and clerks of the district courts of Plymouth County," which was adopted; and the bill as amended was ordered to a third reading.

The Bill relating to commitments to the Reformatory Prison for Women was further considered, and passed to be engrossed in concurrence.

The report of the committee on Railroads, on the part of the House, on an order relative to certain expenses of railroad corporations, was considered. Mr. Baker of Beverly moved to recommit the report to the committee on Railroads, with instructions to report a bill providing that no railroad corporation in this Commonwealth shall pay any salary exceeding four thousand dollars. The Speaker ruled that the instructions proposed involved "new business" under the rule; and the motion was then withdrawn, and the report was accepted.

The House concurred in the Senate amendments to the House Bill concerning the fees of deputy-sheriffs, and the bill was sent to the Senate indorsed accordingly.

The Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners was further

considered. Amendments moved by Messrs. Tucker of Boston, and Gaylord of Northampton, were adopted. Mr. Litchman of Marblehead moved to amend by substituting a "Bill to establish a board of commissioners of public works." Mr. Noyes of Boston moved to amend the amendment by substituting a "Bill to establish a board of harbor and land commissioners." On this question the yeas and nays were ordered, at the request of Mr. Brackett of Boston; and, the roll being called, the amendment to the amendment was lost by a vote of 86 yeas to 120 nays, as follows:—

## YEAS.

**Messrs.** Adams, Albert S.  
Ames, Azel, jun.  
Barnard, Abner.  
Barrett, Richard.  
Bennett, James W.  
Bolles, Matthew.  
Bond, George H.  
Bradstreet, Dudley.  
Brooks, William A.  
Brown, Luther J.  
Burke, William J.  
Callender, Edward B.  
Clark, Joel C.  
Clark, Lyman.  
Clarke, Henry S.  
Clough, Benjamin.  
Colburn, George F.  
Copeland, Henry.  
Crocker, Elisha, jun.  
Cushing, Matthew H.  
Darby, William F.  
Davis, Joseph W.  
Dee, John H.  
Donnell, Elbridge C.  
Eastabrooks, James E.  
Ferson, Charles H.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Fuller, Henry W.  
Glover, George D.  
Hale, Edwin B.  
Harden, George P.  
Hathaway, Judah.  
Hoar, William M.  
Holbrook, Jonathan.  
Hooper, John H.

**Messrs.** Horton, Nathaniel A.  
Howes, Thomas P.  
Howland, Charles H.  
Jennings, Andrew J.  
Lawrence, Sumner P.  
Lewis, Bangs A.  
Lincoln, Arthur.  
Lincoln, Charles S.  
Livermore, Rufus.  
Locke, James L.  
Lovell, Andrew.  
Macomber, William P.  
McGeough, James A.  
McMahon, John F.  
Mooney, Daniel S.  
Morton, Elb'ge G., jun.  
Moulton, Jesse.  
Nickerson, Richard E.  
Norton, John B.  
Noyes, Charles J.  
Paddack, Henry.  
Powers, Henry W.  
Prescott, Charles J.  
Ranlett, Charles E.  
Reed, William, jun.  
Rockwell, Francis W.  
Rowe, Amos.  
Sanders, William.  
Scott, Augustus E.  
Seeley, Montessor S.  
Sherburne, John H.  
Smith, Rufus.  
Sowdon, Arthur J. C.  
Sweetser, John.  
Thayer, Edward F.  
Thomas, Edward I.

Messrs. Tilden, William S.  
 Trussell, Rufus.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webster, Abel.

Messrs. Whitney, Edwin.  
 Whittemore, Jonathan.  
 Wiggin, William H.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wood, David F.  
 Wright, Francis W.

## NARS.

Messrs. Aldrich, Charles P.  
 Baker, John I.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bigelow, Francis.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, William H.  
 Bryan, James H.  
 Burr, Benjamin F.  
 Carberry, William H.  
 Clark, Wilder P.  
 Coggin, William S.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Damon, Samuel R.  
 Daniels, Elijah B.  
 Darling, Homer W.  
 Day, Thomas H.  
 Dickinson, Ethan D.  
 Emery, Levi.  
 Everson, John W.  
 Foss, William A.  
 Fowler, Francis E.  
 Gaylord, William M.  
 Glines, Jacob T.  
 Graham, James B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Henry, Neil.  
 Hines, Francis E.  
 Hollis, Freeman.

Messrs. Holmes, Horace M.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Ingraham, William H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawton, James M.  
 Leonard, Marcus.  
 Levy, Samson.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Loring, Chauncy.  
 Lowther, George W.  
 Lyon, William.  
 Magee, James P.  
 Marsh, Edwin W.  
 Maynard, Elisha B.  
 McCafferty, Matthew J.  
 McCulloch, Leonard.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Morse, Leander B.  
 Morton, Frank H.  
 Murphy, Patrick F.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Park, George W.  
 Peabody, John W.

|                                |                                  |
|--------------------------------|----------------------------------|
| <b>Messrs.</b> Peck, Walter B. | <b>Messrs.</b> Sheldon, Henry S. |
| Pinkham, Daniel R.             | Shipman, Jonathan E.             |
| Pratt, Edwin B.                | Smyth, William A. S.             |
| Proctor, William P.            | Sparrow, James H.                |
| Pynchon, William.              | Spillane, Timothy B.             |
| Quigley, James L.              | Stetson, George F.               |
| Randall, David.                | Stone, Josiah F.                 |
| Reed, John D.                  | Stuart, William J.               |
| Rice, George W.                | Thayer, Tyler.                   |
| Rice, J. M.                    | Tucker, Payson E.                |
| Rice, Leonard B.               | Van Deusen, Merritt.             |
| Rich, Stephen.                 | Varnum, Leavitt R. J.            |
| Ricketts, William J.           | Wadlin, Daniel H.                |
| Roach, Richard.                | Walker, Joseph H.                |
| Robinson, Amasa C.             | Webber, Alonzo C.                |
| Russell, Solomon N.            | Wentworth, Charles A.            |
| Russell, Thomas.               | Whiting, Hiram.                  |
| Sampson, George T.             | Wilde, Joseph D.                 |
| Sargent, Edmund P.             | Witherell, William D.            |
| Savery, William.               | Woodbury, George D.              |

Yeas, 86 ; nays, 120.

On this question Messrs. Stanley of Attleborough, Fitz Gerald of Boston, and Hill of Boston, who, it was announced would have voted in the affirmative, were paired respectively with Messrs. Atkinson of Newburyport, Soule of New Bedford, and Tufts of Boston. The question then coming on the amendment moved by Mr. Litchman, the yeas and nays were ordered at the request of that gentleman ; and, the roll being called, the motion was lost by a vote of 94 yeas to 108 nays, as follows :—

#### YEAS.

|                                 |                               |
|---------------------------------|-------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Day, Thomas H. |
| Ames, Azel, jun.                | Dee, John H.                  |
| Bennett, James W.               | Donnell, Elbridge C.          |
| Blake, J. Albert.               | Everson, John W.              |
| Bradstreet, Dudley.             | Ferson, Charles H.            |
| Bryan, James H.                 | Fitz Gerald, Thomas F.        |
| Burke, William J.               | Foss, William A.              |
| Callender, Edward B.            | Glines, Jacob T.              |
| Carberry, William H.            | Glover, George D.             |
| Clark, Joel C.                  | Graham, James B.              |
| Clark, Wilder P.                | Harden, George P.             |
| Clarke, Henry S.                | Hathaway, Judah.              |
| Crowley, Jeremiah J.            | Henry, Neil.                  |
| Crowley, Robert E.              | Hines, Francis E.             |
| Cushing, Matthew H.             | Hoar, William M.              |



Messrs. Tilden, William S.  
 Trussell, Rufus.  
 Wardwell, Henry.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webster, Abel.

Messrs. Whitney, Edwin.  
 Whittemore, Jonathan.  
 Wiggin, William H.  
 Wiswell, Joseph.  
 Wonson, Charles H.  
 Wood, David F.  
 Wright, Francis W.

## NATS.

Messrs. Aldrich, Charles P.  
 Baker, John I.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bigelow, Francis.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, William H.  
 Bryan, James H.  
 Burr, Benjamin F.  
 Carberry, William H.  
 Clark, Wilder P.  
 Coggin, William S.  
 Crosby, Isaac N.  
 Crowell, Edward P.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Damon, Samuel R.  
 Daniels, Elijah B.  
 Darling, Homer W.  
 Day, Thomas H.  
 Dickinson, Ethan D.  
 Emery, Levi.  
 Everson, John W.  
 Foss, William A.  
 Fowler, Francis E.  
 Gaylord, William M.  
 Glines, Jacob T.  
 Graham, James B.  
 Hall, Eben A.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Henry, Neil.  
 Hines, Francis E.  
 Hollis, Freeman.

Messrs. Holmes, Horace M.  
 Hosmer, Frederick N.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Ingraham, William H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawton, James M.  
 Leonard, Marcus.  
 Levy, Samson.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Loring, Chauncy.  
 Lowther, George W.  
 Lyon, William.  
 Magee, James P.  
 Marsh, Edwin W.  
 Maynard, Elisha B.  
 McCafferty, Matthew J.  
 McCulloch, Leonard.  
 McGlynn, Patrick M.  
 Mellen, James H.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Morse, Leander B.  
 Morton, Frank H.  
 Murphy, Patrick F.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Park, George W.  
 Peabody, John W.

|                         |                           |
|-------------------------|---------------------------|
| Messrs. Peck, Walter B. | Messrs. Sheldon, Henry S. |
| Pinkham, Daniel R.      | Shipman, Jonathan E.      |
| Pratt, Edwin B.         | Smyth, William A. S.      |
| Proctor, William P.     | Sparrow, James H.         |
| Pyncheon, William.      | Spillane, Timothy B.      |
| Quigley, James L.       | Stetson, George F.        |
| Randall, David.         | Stone, Josiah F.          |
| Reed, John D.           | Stuart, William J.        |
| Rice, George W.         | Thayer, Tyler.            |
| Rice, J. M.             | Tucker, Payson E.         |
| Rice, Leonard B.        | Van Deusen, Merritt.      |
| Rich, Stephen.          | Varnum, Leavitt R. J.     |
| Ricketts, William J.    | Wadlin, Daniel H.         |
| Roach, Richard.         | Walker, Joseph H.         |
| Robinson, Amasa C.      | Webber, Alonzo C.         |
| Russell, Solomon N.     | Wentworth, Charles A.     |
| Russell, Thomas.        | Whiting, Hiram.           |
| Sampson, George T.      | Wilde, Joseph D.          |
| Sargent, Edmund P.      | Witherell, William D.     |
| Savery, William.        | Woodbury, George D.       |

Yeas, 86 ; nays, 120.

On this question Messrs. Stanley of Attleborough, Fitz Gerald of Boston, and Hill of Boston, who, it was announced would have voted in the affirmative, were paired respectively with Messrs. Atkinson of Newburyport, Soule of New Bedford, and Tufts of Boston. The question then coming on the amendment moved by Mr. Litchman, the yeas and nays were ordered at the request of that gentleman ; and, the roll being called, the motion was lost by a vote of 94 yeas to 108 nays, as follows :—

#### YEAS.

|                          |                        |
|--------------------------|------------------------|
| Messrs. Adams, Albert S. | Messrs. Day, Thomas H. |
| Ames, Azel, jun.         | Dee, John H.           |
| Bennett, James W.        | Donnell, Elbridge C.   |
| Blake, J. Albert.        | Everson, John W.       |
| Bradstreet, Dudley.      | Ferson, Charles H.     |
| Bryan, James H.          | Fitz Gerald, Thomas F. |
| Burke, William J.        | Foss, William A.       |
| Callender, Edward B.     | Glines, Jacob T.       |
| Carberry, William H.     | Glover, George D.      |
| Clark, Joel C.           | Graham, James B.       |
| Clark, Wilder P.         | Harden, George P.      |
| Clarke, Henry S.         | Hathaway, Judah.       |
| Crowley, Jeremiah J.     | Henry, Neil.           |
| Crowley, Robert E.       | Hines, Francis E.      |
| Cushing, Matthew H.      | Hoar, William M.       |

|                             |                         |
|-----------------------------|-------------------------|
| Messrs. Holbrook, Jonathan. | Messrs. Paddack, Henry. |
| Hooper, John H.             | Park, George W.         |
| Horton, Nathaniel A.        | Peabody, John W.        |
| Howland, Charles H.         | Pickman, John J.        |
| Ingraham, William H.        | Pinkham, Daniel R.      |
| James, John F.              | Powers, Henry W.        |
| Jennings, Andrew J.         | Prescott, Charles J.    |
| Joyce, John.                | Proctor, William P.     |
| Kelley, Joseph J.           | Quigley, James L.       |
| Kimball, D. Smith.          | Reed, William, jun.     |
| Lawrence, Sumner P.         | Rice, George W.         |
| Leonard, Marcus.            | Rice, Leonard B.        |
| Levy, Samson.               | Rich, Stephen.          |
| Lewis, Bangs A.             | Roach, Richard.         |
| Lincoln, Charles S.         | Robinson, Amasa C.      |
| Litchfield, William C.      | Rockwell, Francis W.    |
| Litchman, Charles H.        | Rowe, Amos.             |
| Lyon, William.              | Sanders, William.       |
| Maynard, Elisha B.          | Scott, Augustus E.      |
| McCafferty, Matthew J.      | Shipman, Jonathan E.    |
| McGeough, James A.          | Spillane, Timothy B.    |
| McGlynn, Patrick M.         | Thayer, Edward F.       |
| McMahon, John F.            | Thomas, Edward I.       |
| Mellen, James H.            | Varnum, Leavitt B. J.   |
| Monroe, Alfred C.           | Wardwell, Henry.        |
| Mooney, Daniel S.           | Warren, Alonzo.         |
| Morton, Elbridge G., jun.   | Wentworth, Charles A.   |
| Nichols, Joseph J.          | Wiggin, William H.      |
| Norton, John B.             | Wiswell, Joseph.        |
| Noyes, Charles J.           | Witherell, William D.   |
| O'Connor, Dennis.           | Wonson, Charles H.      |
| O'Neil, Joseph H.           | Wright, Francis W.      |

## NATS.

|                             |                        |
|-----------------------------|------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Brown, Horace. |
| Atkinson, Benjamin F.       | Brown, Luther J.       |
| Baker, John I.              | Brown, William H.      |
| Barrus, Alvan.              | Burr, Benjamin F.      |
| Bartlett, Charles R.        | Clark, Lyman.          |
| Bartlett, Joseph F.         | Coggin, William S.     |
| Bates, Theodore C.          | Colburn, George F.     |
| Beebe, Eleazer S.           | Copeland, Henry.       |
| Beeching, Richard.          | Crocker, Elisha, jun.  |
| Bigelow, Francis.           | Crosby, Isaac N.       |
| Bolles, Matthew.            | Crowell, Edward P.     |
| Bond, George H.             | Damon, Samuel R.       |
| Brackett, John Q. A.        | Daniels, Elijah B.     |
| Brigham, George O.          | Darby, William F.      |
| Brooks, William A.          | Darling, Homer W.      |

|                                 |                                |
|---------------------------------|--------------------------------|
| <b>Messrs. Davis, Joseph W.</b> | <b>Messrs. Pratt, Edwin B.</b> |
| Eastabrooks, James E.           | Pynchon, William.              |
| Emery, Levi.                    | Randall, David.                |
| Fish, Isaiah.                   | Ranlett, Charles E.            |
| Fiske, Alonzo S.                | Reed, John D.                  |
| Fowler, Francis E.              | Rice, J. M.                    |
| Fuller, Henry W.                | Ricketts, William J.           |
| Gaylord, William M.             | Russell, Solomon N.            |
| Hale, Edwin B.                  | Russell, Thomas.               |
| Hall, Eben A.                   | Sampson, George T.             |
| Hastings, Thomas J.             | Sargent, Edmund P.             |
| Hill, Hamilton A.               | Savery, William.               |
| Hollis, Freeman.                | Sheldon, Henry S.              |
| Holmes, Horace M.               | Sherburne, John H.             |
| Hosmer, Frederick N.            | Smith, Rufus.                  |
| Howes, Thomas P.                | Smyth, William A. S.           |
| Hoyt, Richard H.                | Soule, Rufus A.                |
| Humphrey, Robert.               | Sowdon, Arthur J. C.           |
| Hyde, Henry D.                  | Sparrow, James H.              |
| Johnson, Henry A.               | Stetson, George F.             |
| Ladd, Charles R.                | Stone, Josiah F.               |
| Lawton, James M.                | Stuart, William J.             |
| Lincoln, Arthur.                | Sweetser, John.                |
| Lincoln, Elmer.                 | Thayer, Tyler.                 |
| Locke, James L.                 | Tilden, William S.             |
| Lovell, Andrew.                 | Trussell, Rufus.               |
| Lowther, George W.              | Tucker, Payson E.              |
| Macomber, William P.            | Van Deusen, Merritt.           |
| Magee, James P.                 | Wadlin, Daniel H.              |
| Marsh, Edwin W.                 | Walker, Joseph H.              |
| McCullock, Leonard.             | Ware, Horace E.                |
| Morse, Leander B.               | Warren, Orrin.                 |
| Morton, Frank H.                | Webber, Alonzo C.              |
| Moulton, Jesse                  | Webster, Abel.                 |
| Murray, Joseph.                 | Whiting, Hiram.                |
| Nickerson, Richard E.           | Whitney, Edwin.                |
| Paige, Lucius R.                | Wilde, Joseph D.               |
| Paine, Samuel C.                | Wood, David F.                 |
| Peck, Walter B.                 | Woodbury, George D.            |

Yeas, 94 ; nays, 108.

The bill was then passed to be engrossed as amended, and sent up for concurrence.

The Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors was read a third time. On the question of engrossment the yeas and nays were ordered at the request of Mr. Prescott of Boston ; and, the roll being called, the bill was passed to

be engrossed, and sent up for concurrence, by a vote of 122 yeas to 69 nays, as follows : —

## YEAS.

|                          |                           |
|--------------------------|---------------------------|
| Messrs. Adams, Albert S. | Messrs. Holmes, Horace M. |
| Ames, Azel, jun.         | Hosmer, Frederick N.      |
| Baker, John I.           | Howes, Thomas P.          |
| Barrus, Alvan.           | Howland, Charles H.       |
| Bartlett, Charles R.     | Hoyt, Richard H.          |
| Bartlett, Joseph F.      | Humphrey, Robert.         |
| Bates, Theodore C.       | Hyde, Henry D.            |
| Beebe, Eleazer S.        | Ingraham, William H.      |
| Bigelow, Francis.        | James, John F.            |
| Blake, J. Albert.        | Jennings, Andrew J.       |
| Bolles, Matthew.         | Johnson, Henry A.         |
| Bond, George H.          | Ladd, Charles R.          |
| Bradstreet, Dudley.      | Lawrence, Sumner P.       |
| Brigham, George O.       | Lawton, James M.          |
| Brown, William H.        | Lewis, Bangs A.           |
| Bryan, James H.          | Lincoln, Arthur.          |
| Burr, Benjamin F.        | Lincoln, Elmer.           |
| Clark, Joel C.           | Litchfield, William C.    |
| Clark, Lyman.            | Litchman, Charles H.      |
| Clark, Wilder P.         | Livermore, Rufus.         |
| Clarke, Henry S.         | Loring, Chauncy.          |
| Clough, Benjamin.        | Lovell, Andrew.           |
| Coggin, William S.       | Lyon, William.            |
| Colburn, George F.       | Macomber, William P.      |
| Converse, Elisha S.      | Magee, James P.           |
| Crocker, Elisha, jun.    | Marsh, Edwin W.           |
| Crowell, Edward P.       | Monroe, Alfred C.         |
| Daniels, Elijah B.       | Montague, Royal M.        |
| Darby, William F.        | Morse, Leander B.         |
| Darling, Homer W.        | Murray, Joseph.           |
| Dickinson, Ethan D.      | Nickerson, Richard E.     |
| Donnell, Elbridge C.     | Paine, Samuel C.          |
| Eastabrooks, James E.    | Peabody, John W.          |
| Everson, John W.         | Peck, Walter B.           |
| Ferson, Charles H.       | Pinkham, Daniel B.        |
| Fish, Isaiah.            | Powers, Henry W.          |
| Fiske, Alonzo S.         | Proctor, William P.       |
| Fowler, Francis E.       | Randall, David.           |
| Frye, Newton P.          | Reed, John D.             |
| Hale, Edwin B.           | Rice, J. M.               |
| Hall, Eben A.            | Rice, Leonard B.          |
| Harden, George P.        | Ricketts, William J.      |
| Hartshorn, Calvin L.     | Rowe, Amos.               |
| Hastings, Thomas J.      | Sampson, George T.        |
| Hollis, Freeman.         | Sargent, Edmund P.        |

Messrs. Savery, William.  
 Scott, Augustus E.  
 Sheldon, Henry S.  
 Smith, Maloy J.  
 Smith, Rufus.  
 Smyth, William A. S.  
 Soule, Rufus A.  
 Sparrow, James H.  
 Stetson, George F.  
 Stuart, William J.  
 Sweetser, John.  
 Thayer, Tyler.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Wadlin, Daniel H.

Messrs. Walker, Joseph H.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Whiting, Hiram.  
 Whitney, Edwin.  
 Wiggin, William H.  
 Wilde, Joseph D.  
 Wiswell, Joseph.  
 Witherell, William D.  
 Wonson, Charles H.  
 Wood, David F.  
 Woodbury, George D.  
 Wright, Francis W.

## NAYS.

Messrs. Aldrich, Charles P.  
 Bennett, James W.  
 Bennett, Joseph.  
 Berry, John F.  
 Brackett, John Q. A.  
 Brown, Horace.  
 Brown, Luther J.  
 Callender, Edward B.  
 Carberry, William H.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Davis, Joseph W.  
 Day, Thomas H.  
 Dee, John H.  
 Desmond, Cornelius.  
 Emery, Levi.  
 Fitz Gerald, Thomas F.  
 Foss, William A.  
 Fuller, Henry W.  
 Glines, Jacob T.  
 Glover, George D.  
 Graham, James B.  
 Henry, Neil.  
 Hines, Francis E.  
 Hoar, William M.  
 Hooper, John H.  
 Jenkins, Edward J.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Leonard, Marcus.

Messrs. Lincoln, Charles S.  
 Locke, James L.  
 Maynard, Elisha B.  
 McCafferty, Matthew J.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Mooney, Daniel S.  
 Moulton, Jesse.  
 Nichols, Joseph J.  
 Norton, John B.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Park, George W.  
 Pickman, John J.  
 Prescott, Charles J.  
 Pynchon, William.  
 Quigley, James L.  
 Reed, William, jun.  
 Rich, Stephen.  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sanders, William.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Shipman, Jonathan E.  
 Sowdon, Arthur J. C.  
 Spillane, Timothy B.

Messrs. Stone, Josiah F.  
 Thayer, Edward F.  
 Tucker, Payson E.  
 Van Deusen, Merritt.

Messrs. Varnum, Leavitt R. J.  
 Wardwell, Henry.  
 Webster, Abel.

Yeas, 122 ; nays, 69.

On this question Messrs. Stanley of Attleborough, Lowther of Boston, Brooks of Haverhill, and Whittemore of Hopkinton, who, it was announced, would have voted in the affirmative, were paired with Messrs. Atkinson of Newburyport, Crosby of Milford, Levy of Newburyport, and Noyes of Boston.

The report of the committee on Education, inexpedient to legislate, on an order relative to discontinuing the State Normal Art School, and one of the State normal schools, was considered. Pending a motion of Mr. Hoar of Lowell, to amend by substituting a Bill to abolish the State Normal Art School, also another motion of the same gentleman to refer the report to the committee on Retrenchment, the House at

5.15 adjourned.

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WEDNESDAY, April 9, 1879.

Met, according to adjournment, at 10 o'clock.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Bills.

Bills:

To provide for the recovery of lands unlawfully held after the foreclosure of mortgages;

To enable the Newton Cemetery Corporation to purchase certain land for the protection of its cemetery; and

To constitute a district police, and to abolish the State detective force;

Severally passed to be engrossed by the Senate, were read, and referred to the committee on the Judiciary.

Bills.

Bills:

To authorize the Worcester and Nashua Railroad Company to mortgage its road (reported on a petition); and

In addition to "An Act to empower the city of Boston to lay and maintain a main sewer discharging at Moon

Island in Boston Harbor, and for other purposes (reported on a petition);

Severally passed to be engrossed by the Senate, were severally read, and ordered to a second reading.

**Bills:**

**Bills.**

Relating to the municipal court of the city of Boston ; and

In addition to the Acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea ;

Came down, severally passed to be engrossed in concurrence, with certain amendments, which were placed in the orders of the day for to-morrow.

*Order.*

The order offered yesterday by Mr. Baker of Beverly, relative to morning sessions, and laid over, was adopted.

**Morning sessions.**

*Reconsideration.*

On motion of Mr. Brackett of Boston, the vote whereby the Bill to establish the salaries of the justice and clerk of the district court of Eastern Norfolk was yesterday passed to be engrossed by the House was reconsidered. Pending the recurring question on engrossment, an amendment moved by Mr. Brackett was adopted, providing that the act should take effect on the first day of May ; and the bill as amended was again passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

**Eastern Norfolk court.**

On motion of the same gentleman, the vote whereby the Bill to establish the salaries of the justices and clerks of the district and police courts in the county of Berkshire was passed to be engrossed by the House April 2, was reconsidered under suspension of the rule moved by Mr. Brackett. Pending the recurring question of engrossment, an amendment moved by the same gentleman, providing that the bill take effect May 1, instead of April 1, was adopted ; and the bill was then again passed to be engrossed in concurrence as amended, and sent up for concurrence in the amendment.

**Berkshire courts.**

*Bills Enacted.*

**Engrossed bills :**

**Bills enacted.**

Amending chapter 281 of the Acts of the year 1878 relative to the demand of George Clapp and Frederick K. Ballou against the Commonwealth ; and



For the protection and preservation of birds, birds' eggs, deer, and game ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Expenses of  
railroad corpora-  
tions.

On motion of Mr. Tucker of Boston, House Document No. 319 of the present year was ordered to be reprinted for the use of the House, the same being returns of certain expenses of railroad corporations.

*Discharged from the Orders.*

Plymouth-  
county courts.

On motion of Mr. Brackett of Boston, the Bill to establish the salaries of the justices and clerks of the district courts of Plymouth County was discharged from the orders of the day, read a third time, passed to be engrossed, and sent up for concurrence.

*Taken from the Table.*

Tax Commis-  
sioner's Report.

On motion of Mr. Brackett of Boston, the annual report of the deputy tax commissioner was taken from the table, and referred to the committee on Finance.

Savings banks'  
deposits.

On motion of Mr. Thomas of Brookline, the Bill in relation to the taxation of deposits in savings banks was taken from the table, and placed first in the orders of the day for to-morrow, the main question being on ordering the bill to a third reading.

*Orders of the Day.*

Orders of the  
day.

*Bills :*

To authorize the county commissioners of Franklin County to borrow money to repair or enlarge the jail in said county ; and

Concerning set-off of debts due from legatees under wills, or from distributees of intestate estates ;

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being laid on the table, under a suspension of the rule moved by Mr. Brackett of Boston, they were severally read a third time, and passed to be engrossed in concurrence.

The Bill fixing the salaries of county commissioners was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to authorize trial-justices to admit prisoners to bail was read a third time, and passed to be engrossed in concurrence.

The report of the committee on Education, inexpedient to legislate, on an order relative to discontinuing the State Normal Art School, and one of the State normal schools, was further considered. The pending motion of Mr. Hoar of Lowell, to amend by substituting a bill, was lost; and the report was accepted in concurrence.

The Bill for the benefit of indigent soldiers and sailors was further considered, amended as recommended by the committee on Finance, also amended on motion of Mr. Sanders of New Bedford, and, after extended debate, was ordered to a third reading.

The Bill to create a state board of health, lunacy, and charity, was further considered, amended on motion of Mr. Hill of Boston, so as to take effect on the first day of July next, and ordered to a third reading.

The Bill providing for the better administration of equity practice was further considered. An amendment moved by Mr. Wardwell of Peabody was adopted. Mr. Callender of Boston raised the point of order that the bill could not properly be reported by the committee on the order under which their report was made; and pending the question on ordering to a third reading, at the request of the Speaker, further consideration of the bill was postponed until to-morrow.

The Bill concerning the Massachusetts Agricultural College was further considered. Amendments moved by Messrs. Walker of Worcester, and Barrus of Goshen, were adopted; and, after extended debate, the bill was ordered to a third reading under suspension of Rule 42, moved by Mr. Hill of Boston.

At 5.50 adjourned.

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THURSDAY, April 10, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

The following order, offered by Mr. Baker of Beverly, Adjournment.  
was, at the request of Mr. Morton of Fairhaven, laid over until to-morrow:

*Ordered,* That when the House adjourns on Friday, April 11, it be to meet on Saturday at ten o'clock A.M.

Last week of  
the session.

On motion of Mr. Noyes of Boston, —  
*Ordered*, That Monday, April 14, be considered to be  
the beginning of the last week of the session.

*Taken from the Files.*

Brookline rail-  
road stations.

On motion of Mr. Ranlett of Newton, the petitions of  
Willard Marcy and others, and of George D. Eldridge and  
others, relating to railroad stations in Brookline, were  
taken from the files of last year, and referred to the next  
General Court.

*Introduced on Leave.*

Watertown.

By Mr. Ingraham of Watertown, a Bill to revive "An  
Act to supply the town of Watertown with water." Read,  
and under suspension of the 20th joint Rule, and under  
suspension of the rule requiring its reference to a com-  
mittee, ordered to a second reading.

Vital statistics.

By Mr. Ames of Wakefield, a Bill to provide for the  
better registration of vital statistics. Read, and referred  
under the 20th joint Rule to the next General Court, the  
House refusing to suspend the rule, as moved by Mr.  
Ames. Subsequently Mr. Noyes of Boston moved to re-  
consider the vote whereby the House refused to suspend  
the 20th joint Rule, which motion was placed in the orders  
of the day for to-morrow.

*Paper from the Senate.*

Purity of elec-  
tions.

A Bill to preserve the purity of elections (being a new  
draft of a House bill with the same title), passed to be  
engrossed by the Senate, was read, and referred to the  
committee on the Judiciary.

*Reports of Committees.*

Conveyances  
and accounts of  
savings banks.

By Mr. Tufts of Boston, from the committee on Banks  
and Banking, on an order, and bill on leave, a Bill con-  
cerning conveyances and accounts of savings banks.

Borrowing  
money in an-  
ticipation of  
revenue.

By Mr. Ladd of Springfield, from the committee on  
Finance, on so much of the Governor's address as relates  
to the finances of the Commonwealth, a Resolve authoriz-  
ing the treasurer to borrow money in anticipation of the  
revenue.

Steam.

By Mr. Tucker of Boston, from the committee on Rail-  
roads, on a communication from the railroad commissioners,

a Bill to prevent the dangers and annoyances caused by the escape of steam from locomotives.

Severally read, and ordered to a second reading.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to enable the Newton Cemetery Corporation to purchase certain land for the protection of its cemetery ought to pass. Read a second and a third time under suspension of the rule moved by the same gentleman, passed to be engrossed, and sent up for concurrence.

Newton Cemetery Corporation.

### *Bills Enacted.*

Engrossed bills:

Bills enacted.

To provide for the disposal of the sewage of the Reformatory Prison for Women at Sherborn;

To confirm the corporate organization of the trustees of the Woburn society of the Methodist-Episcopal Church;

To enable the town of Northampton to realize the value of certain stolen bonds and coupons; and

To extend the time for constructing Quinsigamond Avenue, in the city of Worcester;

(Which severally originated in the House);

Authorizing a fund for the expenses of the executive department; and

To amend "An Act concerning manufacturing and other corporations;"

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Discharged from the Orders.*

On motion of Mr. Russell of Boston, the Bill to provide for the more accurate registration of vital statistics was discharged from the orders of the day, and, on further motion of the same gentleman, was specially assigned for quarter-past twelve o'clock; the question being, Shall the bill become a law, notwithstanding the objections of his Excellency the Governor? Subsequently, that hour having arrived, the yeas and nays were called as required by the constitution; and the bill was rejected by a unanimous vote, there being no votes in the affirmative, and 173 in the negative, as follows:—

### NAYS.

Messrs. Adams, Albert S.  
Aldrich, Charles P.

Messrs. Atkinson, Benjamin F.  
Baker, John I.

**Messrs. Barnard, Abner.**

Barrett, Richard.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, James W.  
 Bennett, Joseph.  
 Berry, John F.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brigham, George O.  
 Brooks, William A.  
 Brown, Horace.  
 Brown, Luther J.  
 Bryan, James H.  
 Bulloch, Andrew.  
 Burr, Benjamin F.  
 Callender, Edward B.  
 Carberry, William H.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Clough, Benjamin.  
 Coggin, William S.  
 Colburn, George F.  
 Converse, Elisha S.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.  
 Crowell, Edward P.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Cushing, Matthew H.  
 Damon, Samuel R.  
 Daniels, Elijah B.  
 Darby, William F.  
 Darling, Homer W.  
 Davis, Joseph W.  
 Dee, John H.  
 Desmond, Cornelius.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Eastabrooks, James E.  
 Everson, John W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Flood, John T.

**Messrs. Foss, William A.**

Fowler, Francis E.  
 Frye, Newton P.  
 Gaylord, William M.  
 Glines, Jacob T.  
 Glover, George D.  
 Graham, James B.  
 Hale, Edwin B.  
 Hall, Eben A.  
 Harden, George P.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hill, Hamilton A.  
 Holbrook, Jonathan.  
 Hollis, Freeman.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Howland, Charles H.  
 Hoyt, Richard H.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 Ingraham, William H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, Albert.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Lawton, James M.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Livermore, Rufus.  
 Locke, James L.  
 Loring, Chauncy.  
 Lovell, Andrew.  
 Lowther, George W.  
 Lyon, William.  
 Macomber, William P.  
 Marsh, Edwin W.  
 Mather, Benj. F., jun.  
 McCulloch, Leonard.  
 McGeough, James A.  
 Monroe, Alfred C.  
 Morse, Leander B.  
 Morton, Elb'ge G., jun.

|                          |                              |
|--------------------------|------------------------------|
| Messrs. Morton, Frank H. | Messrs. Shipman, Jonathan E. |
| Moulton, Jesse.          | Smith, Elizur.               |
| Murray, Joseph.          | Smith, Joseph.               |
| Nickerson, Richard E.    | Smith, Maloy J.              |
| Norton, John B.          | Smith, Rufus.                |
| Noyes, Charles J.        | Smyth, William A. S.         |
| Paddack, Henry.          | Soule, Rufus A.              |
| Paige, Lucius R.         | Sowdon, Arthur J. C.         |
| Paine, Samuel C.         | Sparrow, James H.            |
| Park, George W.          | Stanley, John.               |
| Peabody, John W.         | Stetson, George F.           |
| Pickman, John J.         | Stone, Josiah F.             |
| Pinkham, Daniel R.       | Stuart, William J.           |
| Powers, Henry W.         | Sweetser, John.              |
| Pratt, Edwin B.          | Thayer, Tyler.               |
| Proctor, William P.      | Trussell, Rufus.             |
| Randall, David.          | Tucker, Payson E.            |
| Ranlett, Charles E.      | Van Deusen, Merritt.         |
| Reed, John D.            | Varnum, Leavitt R. J.        |
| Reed, William, jun.      | Walker, Joseph H.            |
| Rice, George W.          | Wardwell, Henry.             |
| Rice, Leonard B.         | Warren, Orrin.               |
| Rich, Stephen.           | Webber, Alonzo C.            |
| Ricketts, William J.     | Wentworth, Charles A.        |
| Robinson, Amasa C.       | Whiting, Hiram.              |
| Rockwell, Francis W.     | Whitney, Edwin.              |
| Rowe, Amos.              | Whittemore, Jonathan.        |
| Russell, Solomon N.      | Wiggin, William H.           |
| Russell, Thomas.         | Wiswell, Joseph.             |
| Sanders, William.        | Witherell, William D.        |
| Sargent, Edmund P.       | Wonson, Charles H.           |
| Scott, Augustus E.       | Wood, David F.               |
| Seeley, Montessor S.     | Woodbury, George D.          |
| Sheldon, Henry S.        | Wright, Francis W.           |
| Sherburne, John H.       |                              |

Yeas, 0 ; nays, 173.

### *Orders of the Day.*

The Bill in relation to the taxation of deposits in savings banks was further considered, and postponed for further consideration until to-morrow, pending the question on ordering to a third reading. Orders of the day.

The Bill to secure to women the right to vote on municipal affairs in cities and towns, and to hold municipal offices, was refused a third reading.

The Bill relative to capitalizing the indebtedness of

bankrupt and insolvent corporations was read a third time, and, on motion of Mr. Russell of Boston, was postponed for further consideration until Monday, to be placed first in the orders of the day for that day, pending the question on its engrossment.

The Bill in relation to the "General Railroad Act" of the year 1874, to authorize the formation of corporations to construct railroads in foreign countries, was read a third time, and, on motion of Mr. Noyes of Boston, was postponed for further consideration until to-morrow, pending the question on its engrossment.

**Bills:**

In relation to the Massachusetts Central Railroad Company; and

Fixing the salaries of sheriffs (amended on motion of Mr. Brackett of Boston);

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to establish a board of commissioners of prisons was further considered, amended on motions of Messrs. Henry of Boston, Crowley of Boston, Kelley of Cambridge, and Litchman of Marblehead, passed to be engrossed in concurrence, and sent up for concurrence in the amendments.

The Bill to establish the compensation of the special justices to the police and district courts in the Commonwealth was read a third time, amended on motion of Mr. Hastings of Worcester, passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The Bill establishing the salaries of the secretary and clerk of the board of agriculture was read a second time, and ordered to a third reading.

The Bill providing for the better administration of equity practice was further considered. On the point of order raised by Mr. Callender of Boston, the Chair ruled that the bill was properly before the House, and, after debate, it was refused a third reading.

The Bill to give women the right to vote for members of school committees was read a second time, and, after debate, the yeas and nays were ordered at the request of Mr. Stetson of Hanson; and, the roll being called, the bill was ordered to a third reading by a vote of 129 yeas to 69 nays, as follows:—

## YEAS.

**Messrs.** Adams, Albert S.  
 Ames, Azel, jun.  
 Baker, John I.  
 Barnard, Abner.  
 Bartlett, Charles R.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, James W.  
 Berry, John F.  
 Bigelow, Francis.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, William H.  
 Bryan, James H.  
 Clark, Lyman.  
 Clark, Wilder P.  
 Clough, Benjamin.  
 Coggin, William S.  
 Colburn, George F.  
 Converse, Elisha S.  
 Copeland, Henry.  
 Crocker, Charles T.  
 Crocker, Elisha, jun.  
 Crowley, Robert E.  
 Cushing, Matthew H.  
 Damon, Samuel R.  
 Darling, Homer W.  
 Dee, John H.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Everson, John W.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Glines, Jacob T.  
 Hall, Eben A.  
 Harden, George P.  
 Hart, John W.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hoar, William M.  
 Holbrook, Jonathan.  
 Hollis, Freeman.  
 Holmes, Horace M.  
 Horton, Nathaniel A.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Howland, Charles H.

**Messrs.** Humphrey, Robert.  
 Ingraham, William H.  
 James, John F.  
 Kimball, Albert.  
 Ladd, Charles R.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Lewis, Bangs A.  
 Lincoln, Charles S.  
 Lincoln, Elmer.  
 Litchfield, William C.  
 Litchman, Charles H.  
 Livermore, Rufus.  
 Loring, Chauncy.  
 Lowther, George W.  
 Lyon, William.  
 Macomber, William P.  
 Mather, Benj. F., jun.  
 Maynard, Elisha B.  
 McCullock, Leonard.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Mooney, Daniel S.  
 Morton, Elb'ge G., jun.  
 Morton, Frank H.  
 Moulton, Jesse.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 Noyes, Charles J.  
 Park, George W.  
 Peabody, John W.  
 Peck, Walter B.  
 Pickman, John J.  
 Pinkham, Daniel R.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Proctor, William P.  
 Ranlett, Charles E.  
 Reed, John D.  
 Reed, William, jun.  
 Reynolds, Samuel M.  
 Rice, George W.  
 Rice, J. M.  
 Rice, Leonard B.  
 Ricketts, William J.  
 Robinson, Amasa C.  
 Russell, Thomas.  
 Sanders, William.



## JOURNAL OF THE HOUSE.

|                            |                           |
|----------------------------|---------------------------|
| Messrs. Sargent, Edmund P. | Messrs. Tucker, Payson E. |
| Savery, William.           | Van Deusen, Merritt.      |
| Scott, Augustus E.         | Varnum, Leavitt R. J.     |
| Seeley, Montessor S.       | Wadlin, Daniel H.         |
| Sheldon, Henry S.          | Ware, Horace E.           |
| Shipman, Jonathan E.       | Warren, Alonzo.           |
| Smith, Maloy J.            | Warren, Orrin.            |
| Smith, Rufus.              | Webster, Abel.            |
| Smyth, William A. S.       | Wentworth, Charles A.     |
| Soule, Rufus A.            | Whitney, Edwin.           |
| Stanley, John.             | Whittemore, Jonathan.     |
| Stetson, George F.         | Wiggin, William H.        |
| Stuart, William J.         | Wiswell, Joseph.          |
| Sweetser, John.            | Witherell, William D.     |
| Thomas, Edward I.          | Wood, David F.            |
| Tilden, William S.         | Wright, Francis W.        |
| Trussell, Rufus.           |                           |

## NATS.

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hill, Hamilton A. |
| Atkinson, Benjamin F.       | Hooper, John H.           |
| Barrett, Richard.           | Hoyt, Richard H.          |
| Barrus, Alvan.              | Johnson, Henry A.         |
| Bartlett, Joseph F.         | Joyce, John.              |
| Bates, Theodore C.          | Kelley, Joseph J.         |
| Bolles, Matthew.            | Kimball, D. Smith.        |
| Bradstreet, Dudley.         | Leonard, Marcus.          |
| Brown, Horace.              | Lincoln, Arthur.          |
| Brown, Luther J.            | Locke, James L.           |
| Bulloch, Andrew.            | Lovell, Andrew.           |
| Burr, Benjamin F.           | Marsh, Edwin W.           |
| Callender, Edward B.        | McGeough, James A.        |
| Carberry, William H.        | Morse, Leander B.         |
| Clark, Joel C.              | Nickerson, Richard E.     |
| Crowell, Edward P.          | Norton, John B.           |
| Crowley, Jeremiah J.        | Paddack, Henry.           |
| Daniels, Elijah B.          | Paige, Lucius R.          |
| Darby, William F.           | Paine, Samuel C.          |
| Davis, Joseph W.            | Pynchon, William.         |
| Desmond, Cornelius.         | Randall, David.           |
| Eastabrooks, James E.       | Rich, Stephen.            |
| Flood, John T.              | Rockwell, Francis W.      |
| Foss, William A.            | Rowe, Amos.               |
| Fowler, Francis E.          | Russell, Solomon N.       |
| Frye, Newton P.             | Sherburne, John H.        |
| Fuller, Henry W.            | Smith, Elizur.            |
| Glover, George D.           | Smith, Joseph.            |
| Graham, James B.            | Sowdon, Arthur J. C.      |
| Hale, Edwin B.              | Sparrow, James H.         |

Messrs. Stone, Josiah F.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thayer, Tyler.  
 Tufts, Arthur W.

Messrs. Walker, Joseph H.  
 Wardwell, Henry.  
 Webber, Alonzo C.  
 Woodbury, George D.

Yeas, 129 ; nays, 69.

On this question Mr. Brooks of Haverhill, who, it was announced, would have voted in the affirmative, was paired with Mr. Blake of Danvers.

The Bill in addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes," was read a third time, and pending the question on its engrossment, and an amendment moved by Mr. Prescott of Boston, the orders of the day were laid on the table.

At 5.15 the House adjourned.

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FRIDAY, April 11, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

By Mr. Atkinson of Newburyport, a Bill to revive "An Act to supply the city of Newburyport with water." Newburyport water.  
 Read, and under suspension of the 20th joint Rule, and of the rule requiring reference to a committee, ordered to a second reading. Subsequently, on motion of Mr. Noyes of Boston, the rules were again suspended; and the bill was read a second and a third time, passed to be engrossed and sent up for concurrence.

By Mr. Russell of Boston, a Bill to amend chapter 238 of the Acts of the year 1871 relating to the acquiring of land for light-houses by the United States. Light-houses.  
 Read, and, under suspension of the 20th joint Rule, referred to the committee on the Judiciary.

*Report of a Committee.*

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to constitute a district police, and to abolish the state detective force, ought to

State Detective Force.

## JOURNAL OF THE HOUSE.

|                            |                           |
|----------------------------|---------------------------|
| Messrs. Sargent, Edmund P. | Messrs. Tucker, Payson E. |
| Savery, William.           | Van Deusen, Merritt.      |
| Scott, Augustus E.         | Varnum, Leavitt R. J.     |
| Seeley, Montessor S.       | Wadlin, Daniel H.         |
| Sheldon, Henry S.          | Ware, Horace E.           |
| Shipman, Jonathan E.       | Warren, Alonzo.           |
| Smith, Maloy J.            | Warren, Orrin.            |
| Smith, Rufus.              | Webster, Abel.            |
| Smyth, William A. S.       | Wentworth, Charles A.     |
| Soule, Rufus A.            | Whitney, Edwin.           |
| Stanley, John.             | Whittemore, Jonathan.     |
| Stetson, George F.         | Wiggin, William H.        |
| Stuart, William J.         | Wiswell, Joseph.          |
| Sweetser, John.            | Witherell, William D.     |
| Thomas, Edward I.          | Wood, David F.            |
| Tilden, William S.         | Wright, Francis W.        |
| Trussell, Rufus.           |                           |

## NAYS.

|                             |                           |
|-----------------------------|---------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Hill, Hamilton A. |
| Atkinson, Benjamin F.       | Hooper, John H.           |
| Barrett, Richard.           | Hoyt, Richard H.          |
| Barrus, Alvan.              | Johnson, Henry A.         |
| Bartlett, Joseph F.         | Joyce, John.              |
| Bates, Theodore C.          | Kelley, Joseph J.         |
| Bolles, Matthew.            | Kimball, D. Smith.        |
| Bradstreet, Dudley.         | Leonard, Marcus.          |
| Brown, Horace.              | Lincoln, Arthur.          |
| Brown, Luther J.            | Locke, James L.           |
| Bulloch, Andrew.            | Lovell, Andrew.           |
| Burr, Benjamin F.           | Marsh, Edwin W.           |
| Callender, Edward B.        | McGeough, James A.        |
| Carberry, William H.        | Morse, Leander B.         |
| Clark, Joel C.              | Nickerson, Richard E.     |
| Crowell, Edward P.          | Norton, John B.           |
| Crowley, Jeremiah J.        | Paddack, Henry.           |
| Daniels, Elijah B.          | Paige, Lucius R.          |
| Darby, William F.           | Paine, Samuel C.          |
| Davis, Joseph W.            | Pynchon, William.         |
| Desmond, Cornelius.         | Randall, David.           |
| Eastabrooks, James E.       | Rich, Stephen.            |
| Flood, John T.              | Rockwell, Francis W.      |
| Foss, William A.            | Rowe, Amos.               |
| Fowler, Francis E.          | Russell, Solomon N.       |
| Frye, Newton P.             | Sherburne, John H.        |
| Fuller, Henry W.            | Smith, Elizur.            |
| Glover, George D.           | Smith, Joseph.            |
| Graham, James B.            | Sowdon, Arthur J. C.      |
| Hale, Edwin B.              | Sparrow, James H.         |

|                          |                           |
|--------------------------|---------------------------|
| Messrs. Stone, Josiah F. | Messrs. Walker, Joseph H. |
| Thayer, Edward F.        | Wardwell, Henry.          |
| Thayer, Frederick.       | Webber, Alonzo C.         |
| Thayer, Tyler.           | Woodbury, George D.       |
| Tufts, Arthur W.         |                           |

Yeas, 129 ; nays, 69.

On this question Mr. Brooks of Haverhill, who, it was announced, would have voted in the affirmative, was paired with Mr. Blake of Danvers.

The Bill in addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes," was read a third time, and pending the question on its engrossment, and an amendment moved by Mr. Prescott of Boston, the orders of the day were laid on the table.

At 5.15 the House adjourned.

---

FRIDAY, April 11, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

By Mr. Atkinson of Newburyport, a Bill to revive "An Act to supply the city of Newburyport with water." Newburyport water.  
Read, and under suspension of the 20th joint Rule, and of the rule requiring reference to a committee, ordered to a second reading. Subsequently, on motion of Mr. Noyes of Boston, the rules were again suspended; and the bill was read a second and a third time, passed to be engrossed and sent up for concurrence.

By Mr. Russell of Boston, a Bill to amend chapter 233 of the Acts of the year 1871 relating to the acquiring of land for light-houses by the United States. Light-houses. Read, and, under suspension of the 20th joint Rule, referred to the committee on the Judiciary.

*Report of a Committee.*

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to constitute a district police, and to abolish the state detective force, ought to

State Detective Force.

pass; Messrs. Maynard of Springfield, and Fuller of Boston dissenting. Placed in the orders of the day for Monday for a second reading, under suspension of Rule 42.

*Order.*

Saturday session.

The order offered yesterday by Mr. Baker of Beverly, and laid over, relative to the House meeting on Saturday, was rejected by a vote of 57 to 88.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

Concerning the fees of deputy-sheriffs (which originated in the House);

To amend "An Act to permit the establishment of a union freight depot in Greenfield; "

Relating to commitments to the Reformatory Prison for Women ;

To establish the salaries of the justices and clerks of the district and police courts in the county of Berkshire; and

To preserve the purity of the water-supply of towns and cities ;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Discharged from the Orders.*

Appropriation Bill No. 11.

On motion of Mr. Ladd of Springfield, the Bill in addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes," was discharged from the orders of the day, and pending the question on engrossment, and pending an amendment moved by Mr. Prescott of Boston, the bill was, on the further motion of Mr. Ladd, recommitted to the committee on Finance.

Indigent soldiers and sailors.

On motion of Mr. Thayer of Boston, the Bill for the benefit of indigent soldiers and sailors was discharged from the orders of the day. It was read a third time, amended on further motion of the same gentleman, passed to be engrossed in concurrence, and sent up for concurrence in the amendments adopted by the House.

*Reconsideration.*

Special justices.

On motion of Mr. Brackett of Boston, the vote whereby the Bill to establish the compensation of the special justices to the police and district courts in the Common-

wealth was yesterday passed to be engrossed in concurrence was reconsidered. Pending the recurring question on engrossment, the bill was amended, on the further motion of the same gentleman, so as to take effect May 1, and then passed to be engrossed in concurrence as amended, and sent up for concurrence in the amendment.

*Rule 15 Suspended.*

On motion of Mr. Rowe of Rockport, House Rule 15, requiring the Clerk to retain in his possession all papers until the right of reconsideration has expired, was suspended, so as to allow all matters acted upon to-day, and coming under the operation of said rule, to be sent to the Senate without delay. Rule 15.

*Orders of the Day.*

The motion to reconsider the vote whereby the House refused to suspend the 20th joint Rule to allow the reference to a committee of a "Bill (on leave) to provide for the more accurate registration of vital statistics" was rejected. Orders of the day.

**Bills:**

To establish the salaries of the justices and clerks of the district and police courts in the county of Middlesex (amended, on motion of Mr. Crowley of Lowell and on motion of Mr. Brackett of Boston, so as to take effect May 1);

To establish the salaries of the justices and clerks of the district and police courts in the county of Essex (amended, on motion of Mr. Warren of West Newbury and on motion of Mr. Robinson of Lynn, so as to take effect May 1);

To establish the salaries of the justices of the district and police courts in the county of Hampden, and of the clerk of the police court of Springfield (amended, on motion of Mr. Ladd of Springfield, so as to take effect May 1);

To establish the salaries of the justices and clerks of the district and police courts in the county of Worcester (amended, on motion of Mr. Bates of North Brookfield, so as to take effect May 1);

In relation to office-hours of State departments (amended, on motion of Mr. Ladd of Springfield, so as to take effect May 1);

To give women the right to vote for members of school committees; and

Establishing the salaries of the secretary and clerk of the board of agriculture;

Were severally read a third time, passed to be engrossed in concurrence, and all but the two last-named were sent up for concurrence in the amendments adopted by the House.

**Bills:**

To provide for furnishing terminal facilities for the Hoosac Tunnel business (its title having been amended, on motion of Mr. Warren of Boston, so as to read "Bill to incorporate the Hoosac Tunnel Dock and Elevator Company," also amended on motion of Mr. Russell of Boston);

To authorize the Worcester and Nashua Railroad Company to mortgage its road (amended on motions of Messrs. Tucker and Hill of Boston);

To prevent the dangers and annoyances caused by the escape of steam from locomotives; and

Concerning conveyances and accounts of savings banks;

Were severally read a second time, and ordered to a third reading.

**Bills:**

In relation to the holding of courts in the Second District Court of Plymouth (its title being amended, on motion of Mr. Lincoln of Hingham, to read "Bill relative to the sessions of the Second District Court of Plymouth"); and

In addition to "An Act to empower the city of Boston to lay and maintain a main sewer discharging at Moon Island in Boston Harbor, and for other purposes;"

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being on the table, the rule was suspended on motion of Mr. Noyes of Boston, and the bills were severally read a third time, and passed to be engrossed in concurrence; and the bill first named was sent up for concurrence in the amendment adopted by the House.

The Bill to revive "An Act to supply the town of Watertown with water;" and the

Resolve authorizing the treasurer to borrow money in anticipation of the revenue;

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being

on the table, the rule was suspended, on motion of Mr. Noyes of Boston, and they were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill in relation to the "General Railroad Act" of the year 1874, to authorize the formation of corporations to construct railroads in foreign countries, was further considered, passed to be engrossed, and sent up for concurrence.

On motion of Mr. Rowe of Rockport, the House non-concurred in the Senate amendments to the House Bill relating to the municipal court of the city of Boston, and asked for a committee of conference.

On motion of Mr. Bryan of Westfield, the House non-concurred in the Senate amendments to the House Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea, and asked for a committee of conference.

And these bills were severally sent to the Senate indorsed accordingly.

The Bill to create a state board of health, lunacy, and charity, was read a third time, and, pending the question on its engrossment, was, on motion of Mr. Prescott of Boston, postponed for further consideration until Monday.

The Bill in relation to the taxation of deposits in savings banks was, pending the question on ordering it to a third reading, laid on the table, on motion of Mr. Bennett of Boston.

The Bill concerning the Massachusetts Agricultural College was read a third time, and considered. An amendment moved by Mr. Thayer of Boston, amended as moved by Mr. Hill of Boston, providing that the Governor and Council should investigate, and report to the next Legislature some definite plan for the continuance of the college, was adopted. And the bill as amended was passed to be engrossed, and sent up for concurrence. And, there being no further matters in the orders of the day, the House

At 4.20 adjourned.



MONDAY, April 14, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

*Joint rules.*

The following orders, severally offered by Mr. Walker of Worcester, were, at the request of Mr. Noyes of Boston, laid over until to-morrow:

*Ordered*, That the members of the House committee on Rules and Orders, with such as the Senate may join, consider the expediency of amending the joint rules and orders, as follows:—

Rule 2, by inserting after the word “discretion,” in the third line, the words “subject to Rule 6.” Rule 6, by striking out the word “general” in the third line, and inserting in its place the word “existing;” and inserting in the fourth line, after the word “laws,” the words “or under a general law;” and inserting in the fifth line, after the word “report,” the words “such general law or.”

Rule 21, insert in the first line, after the word “resolve,” the word “especially;” and insert in the third line, after the word “committee,” the words “unless a general law under which the thing desired could be done is impracticable or impolitic or;” and insert in the fourth line, after the word “interested,” the words “and the public.” Also in the fourth line, after the word “by,” strike out the word “public;” and insert in the sixth line, after the word “the,” and before the word “parties,” the word “particular.”

*House rules.*

*Ordered*, That the committee on Rules and Orders consider the expediency of amending House Rule No. 29 by striking out the word “general” in the third line, and inserting after the word “laws,” in the same line, the words “or a general law;” and by inserting after the word “report,” in the fourth line, the words “such general law or.” Also the expediency of amending House Rule No. 55 by adding the following: “*Provided, however*, that a report of a committee asking to be discharged from the further consideration of a matter, and that it be referred to another committee, shall be immediately considered.”

On motion of Mr. Noyes of Boston,—

*Ordered*, That on Tuesday, April 15, and thereafter, each session of the House be considered a legislative day.

Each session a legislative day.

*Papers from the Senate.*

A Bill providing for the designation of certain justices of the peace to issue warrants and take bail (being a new draft of a House bill with a similar title), passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Bill by justices of peace.

Notice was received from the Senate of the rejection, by that branch, of the House bills:

Concerning transfers of stock and bonds in corporations; and Transfers of stock.

Authorizing probate courts to protect the rights of husbands, wives, and minor children. Husbands, wives, and children.

*Committee of Conference Appointed.*

Messrs. Gaylord of Northampton, Rowe of Rockport, and Scott of Lexington, were appointed a committee of Conference, on the part of the House, on the matters of difference between the two branches on the House bills: Bills.

Relating to the municipal court of the city of Boston; and

In addition to the acts establishing the several municipal courts in the city of Boston, and the police court of the city of Chelsea; and the bills were severally sent to the Senate indorsed accordingly.

*Taken from the Table.*

On motion of Mr. Smith of Chatham, the report of the committee on the Fisheries, leave to withdraw, on the petition of the selectmen of the town of Chatham, for an act to protect the shell and eel fisheries of said town, was taken from the table; and the report was accepted, and sent up for concurrence. Chatham fisheries.

The following matters were severally, on motions of Mr. Prescott of Boston, taken from the table, and placed in the orders of the day for to-morrow: Labor Bureau Report.

Report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor.

Bill (on leave) relieving property from double taxation in certain cases, the question being on its rejection, as recommended by the committee on Taxation. Double taxation.

Bill to exempt from taxation deposits in savings banks invested in United-States bonds, the question being on ordering to a third reading. Taxation of United-States bonds of savings banks.

The Bill to constitute a district police, and to abolish the state detective force, was read a second time, and considered. Pending a motion of Mr. Noyes of Boston to amend by substituting a "Bill to abolish the state detective force and to provide for the licensing of private detectives," and another motion of Mr. Howes of Dennis, to amend, and pending the question on ordering to a third reading, on motion of Mr. Bennett of Boston the bill was laid on the table.

**Bills :**

To incorporate the Hoosac Tunnel Dock and Elevator Company (amended on motions of Messrs. Tucker of Boston, and Gaylord of Northampton); and

To authorize the Worcester and Nashua Railroad Company to mortgage its road ;

Were severally read a third time, passed to be engrossed in concurrence, and severally sent up for concurrence in amendments adopted by the House.

The Bill to prevent the dangers and annoyances caused by the escape of steam from locomotives was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill concerning conveyances and accounts of savings banks was read a third time, amended on motions of Messrs. Bryan of Westfield, and Tufts of Boston, and, after debate, was rejected. Subsequently Mr. Tufts of Boston moved to reconsider the vote whereby the House rejected the bill; which motion was placed in the orders of the day for to-morrow.

At 5.05 adjourned.

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TUESDAY MORNING, April 15, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

**Bills.**

**Bills :**

Concerning the examination of persons arrested on mesne process or execution, and of judgment-debtors ;

To extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston ;

In addition to "An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon;" and a

Resolve for the appointment of a commission to revise the General Statutes;

Severally passed to be engrossed by the Senate, were severally read, and referred to the committee on the Judiciary.

A Resolve in relation to repairs on the State House (reported under the provisions of chapter 5 of the General Statutes), passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance. State House.

Notice was received from the Senate of the rejection, by that branch, of the House bills:

Relieving property from double taxation in certain cases; and Double taxation.

To authorize the trustees of the State-street Methodist Episcopal Church of Springfield to issue bonds and to mortgage its church-property. State-street Methodist Episcopal Church, Springfield.

The order relative to a joint special committee, to sit during the recess, to investigate the subject of convict-labor came down adopted in concurrence, with an amendment. Placed in the orders of the day for the afternoon, the question being on concurring in the amendment. Convict-labor.

### *Orders.*

The order offered yesterday by Mr. Walker of Worcester, and laid over, relative to amending certain joint rules, also an order offered by the same gentleman relative to amending certain House rules, were severally adopted; and the order first named was sent up for concurrence. Joint rules and House rules.

On motion of Mr. Noyes of Boston, —

*Ordered*, That the Speaker of the House and the members of the House committee on Rules and Orders, with such as the Senate may join, consider the expediency of any further changes in the joint rules and orders. Joint rules.

Sent up for concurrence.

On motion of the same gentleman, —

*Ordered*, That the Speaker of the House with the committee on House Rules and Orders consider the expediency of any further changes in the House rules and orders. House rules.

*Taken from the Table.*

State detectives.

On motion of Mr. Noyes of Boston, the Bill to constitute a district police, and to abolish the state detective force, was taken from the table, and placed in the orders of the day for the afternoon.

*Report of a Committee.*

Ball by justices  
of the peace.

By Mr. Ware of Milton, from the committee on the Judiciary, that the Senate Bill providing for the designation of certain justices of the peace to issue warrants and take bail ought to pass. Placed in the orders of the day for the afternoon for a second reading.

*Orders of the Day.*

Orders of the  
day.

The motion of Mr. Tufts of Boston to reconsider the vote whereby the House yesterday rejected the Bill concerning conveyances and accounts of savings banks was carried, and, pending the recurring question on its engrossment, on motion of the same gentleman the bill was referred to the committee on the Judiciary.

The Bill in relation to the taxation of deposits in savings banks was further considered. The pending motion of Mr. Thomas of Brookline, to amend by substituting a bill, was withdrawn by that gentleman, and the pending motion of Mr. Hastings of Worcester, to amend by substituting a bill, was lost; the proposed substitute having first been amended on motion of Mr. Sherburne of Boston. The bill was then ordered to a third reading.

The report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was, on motion of Mr. Mellen of Worcester, postponed for consideration until the afternoon, pending a further motion of that gentleman to amend by substituting a "Bill relating to the weekly payment of wages by corporations."

The Bill to exempt from taxation deposits in savings banks invested in United-States bonds was further considered, and refused a third reading.

The Bill (on leave) relieving property from double taxation in certain cases was rejected, as recommended by the committee on Taxation.

The Resolve in relation to the claim of Joshua B. Smith was, on motion of Mr. Bates of North Brookfield, post-

poned for further consideration until Wednesday, pending the question on ordering to a third reading.

The report of the committee on the Troy and Greenfield Railroad and Hoosac Tunnel, inexpedient to legislate, on an order relative to referring to arbitrators claims against the Commonwealth arising out of the ownership and operation of said railroad and tunnel by the Commonwealth, was accepted and sent up for concurrence.

**Bills:**

To amend chapter 233 of the Acts of the year 1871 relating to the acquiring of land for light-houses by the United States;

Concerning estates of insolvent debtors; and

To provide for the recovery of lands unlawfully held after the foreclosure of mortgages;

Were severally read, and ordered to a third reading.

The Bill to amend the "General Railroad Law," and to provide for a junction railroad to connect existing railroads with the Commonwealth's flats at South Boston, was read a second time; and pending an amendment moved by Mr. Warren of Boston, and pending the question on ordering to a third reading, the orders of the day were laid on the table, on motion of Mr. Noyes of Boston. .

At 12.25 adjourned.

**AFTERNOON SESSION.**

Met, according to adjournment, at two o'clock.

*Petition Presented.*

By Mr. Clark of Winchendon, petition of the trustees of the Methodist-Episcopal Church in Winchendon for authority to sell the parsonage of said church and a lot of land. Referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

Winchendon  
Methodist-  
Episcopal  
Church.

*Placed on File.*

A communication was received from the treasurer of the New-York and New-England Railroad Company relative to correcting a typographical error in House Document No. 819. Placed on file, and ordered to be printed.

New-York and  
New-England  
Railroad.

*Reports of Committees.*

Accounts of  
savings banks.

By Mr. Hale of Cambridge, from the committee on the Judiciary, that the Bill concerning conveyances and accounts of savings banks ought to pass in a new draft with the following title, "Bill concerning accounts of savings banks." Read, and ordered to a second reading.

Institute of  
Technology.

By Mr. Russell of Boston, from the same committee, that the Senate Bill to extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston ought to pass.

Highways.

By Mr. Ware of Milton, from the same committee, that the Senate Bill in addition to "An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon" ought to pass.

Mesne process  
and judgment-  
debtors.

By Mr. Maynard of Springfield, from the same committee, that the Senate Bill concerning the examination of persons arrested on mesne process or execution, and of judgment-debtors, ought to pass.

Severally placed in the orders of the day for to-morrow morning for a second reading.

Revision of  
General  
Statutes.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Resolve for the appointment of a commission to revise the General Statutes ought not to pass. Placed in the orders of the day for to-morrow morning, the question being on its rejection.

*Bills Enacted.*

Engrossed bills:

Bills enacted.

Establishing the salaries of the secretary and clerk of the board of agriculture;

In addition to "An Act to empower the city of Boston to lay and maintain a main sewer discharging at Moon Island in Boston Harbor, and for other purposes;"

In relation to office-hours of State departments; and

To establish the salaries of the justices and clerks of the district and police courts in the county of Worcester; (Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

State Librarian.

On motion of Mr. William Reed, jun., of Taunton, joint Rule 20 was suspended so as to allow the committee on the Library, to whom no matter had been referred, to report a

"Bill to provide for the appointment of a State librarian and the reduction of the expenses of the State library." The bill was read, and ordered to a second reading, under suspension of Rule No. 42.

*Orders of the Day.*

The House concurred in the Senate amendment to the House order relative to a joint special committee, to sit during the recess, to investigate the subject of convict-labor; which amendment was as follows: Orders of the day.

After the word "committee" in the House amendment, insert the words "including the expense of sending for and examining persons and papers."

The Bill to amend chapter 233 of the Acts of the year 1871, relating to the acquiring of land for light-houses by the United States, was read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

Concerning estates of insolvent debtors; and

To provide for the recovery of lands unlawfully held after the foreclosure of mortgages;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to amend the "General Railroad Law," and to provide for a junction railroad to connect existing railroads with the Commonwealth's flats at South Boston, was further considered. The pending amendment of Mr. Warren of Boston was lost, and the bill was ordered to a third reading.

**Bills:**

Making appropriations for expenses authorized the present year, and for other purposes (amended on motions of Messrs. Prescott of Boston, and Clark of Petersham);

Relative to auditing the accounts of the county of Suffolk; and

To amend "An Act concerning the settlement of paupers;"

Were severally read a second time, and ordered to a third reading.

The Resolve in relation to the Commonwealth's flats at South Boston was further considered, and ordered to a third reading.



*Reports of Committees.*

Accounts of  
savings banks.

By Mr. Hale of Cambridge, from the committee on the Judiciary, that the Bill concerning conveyances and accounts of savings banks ought to pass in a new draft with the following title, "Bill concerning accounts of savings banks." Read, and ordered to a second reading.

Institute of  
Technology.

By Mr. Russell of Boston, from the same committee, that the Senate Bill to extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston ought to pass.

Highways.

By Mr. Ware of Milton, from the same committee, that the Senate Bill in addition to "An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon" ought to pass.

Mesne process  
and judgment-  
debtors.

By Mr. Maynard of Springfield, from the same committee, that the Senate Bill concerning the examination of persons arrested on mesne process or execution, and of judgment-debtors, ought to pass.

Severally placed in the orders of the day for to-morrow morning for a second reading.

Revision of  
General  
Statutes.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Resolve for the appointment of a commission to revise the General Statutes ought not to pass. Placed in the orders of the day for to-morrow morning, the question being on its rejection.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

Establishing the salaries of the secretary and clerk of the board of agriculture;

In addition to "An Act to empower the city of Boston to lay and maintain a main sewer discharging at Moon Island in Boston Harbor, and for other purposes;"

In relation to office-hours of State departments; and  
To establish the salaries of the justices and clerks of the district and police courts in the county of Worcester;  
(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

State librarian.

On motion of Mr. William Reed, jun., of Taunton, joint Rule 20 was suspended so as to allow the committee on the Library, to whom no matter had been referred, to report a

"Bill to provide for the appointment of a State librarian and the reduction of the expenses of the State library." The bill was read, and ordered to a second reading, under suspension of Rule No. 42.

*Orders of the Day.*

The House concurred in the Senate amendment to the House order relative to a joint special committee, to sit during the recess, to investigate the subject of convict-labor; which amendment was as follows:

Orders of the day.

After the word "committee" in the House amendment, insert the words "including the expense of sending for and examining persons and papers."

The Bill to amend chapter 233 of the Acts of the year 1871, relating to the acquiring of land for light-houses by the United States, was read a third time, passed to be engrossed, and sent up for concurrence.

**Bills:**

Concerning estates of insolvent debtors; and

To provide for the recovery of lands unlawfully held after the foreclosure of mortgages;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to amend the "General Railroad Law," and to provide for a junction railroad to connect existing railroads with the Commonwealth's flats at South Boston, was further considered. The pending amendment of Mr. Warren of Boston was lost, and the bill was ordered to a third reading.

**Bills:**

Making appropriations for expenses authorized the present year, and for other purposes (amended on motions of Messrs. Prescott of Boston, and Clark of Petersham);

Relative to auditing the accounts of the county of Suffolk; and

To amend "An Act concerning the settlement of paupers;"

Were severally read a second time, and ordered to a third reading.

The Resolve in relation to the Commonwealth's flats at South Boston was further considered, and ordered to a third reading.

The report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was further considered. Amendments moved by Messrs. Hastings of Worcester, and Hill of Boston, to the substitute bill proposed by Mr. Mellen of Worcester, were adopted. The previous question was ordered on motion of Mr. Prescott of Boston, and pending a further amendment, moved by Mr. Stone of Winchester, to strike out section 2 of the bill, the point of order was raised that there was not a quorum present; and, a count being had, it appeared that but 96 members were present, whereupon, without further action, the House

At 5.45 adjourned.

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WEDNESDAY MORNING, April 16, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

Second Congre-  
gational Society  
in Westfield.

By Mr. Bryan of Westfield, a Bill to confirm the organization and doings of the Second Congregational Society in Westfield. Read, and referred under suspension of the 20th joint Rule to the committee on the Judiciary.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To establish the salaries of the justices of the district and police courts in the county of Hampden, and of the clerk of the police court of Springfield;

Relative to the sessions of the second district court of Plymouth; and

To establish the salaries of the justices and clerks of the district and police courts in the county of Essex;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Registers of  
deeds.

By Mr. Walker of Worcester, from the committee on Retrenchment, that the Bill (recommitted) relative to the duties of registers of deeds ought not to pass. Placed in

the orders of the day for the afternoon, the question being on its rejection.

By the same gentleman, from the same committee, on an order relative to a better administration of the public service, a Bill to provide for the auditing of the accounts of county officers.

Accounts of  
county officers.

By Mr. Russell of Boston, from the committee on the Judiciary, on a petition, a Bill to authorize the trustees of the Methodist-Episcopal Church in Winchendon to convey their parsonage.

Methodist-  
Episcopal  
Church,  
Winchendon.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

#### Bills:

Concerning accounts of savings banks; and

Orders of the  
day.

To extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston;

Were severally read a second time, and ordered to a third reading.

The Resolve for the appointment of a commission to revise the General Statutes was rejected, as recommended by the committee on the Judiciary, and notice thereof was sent to the Senate accordingly.

The report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was further considered. The pending motion of Mr. Stone of Winchester to amend the substitute bill proposed by Mr. Mellen of Worcester, by striking out section 2, was adopted. On the question of amending the report by substituting the bill moved by Mr. Mellen, the yeas and nays were ordered at the request of that gentleman, and, the roll being called, the amendment was rejected by a vote of 43 yeas to 109 nays, as follows:—

#### YEAS.

Messrs. Baker, John I.  
Brown, Horace.  
Carberry, William H.  
Clough, Benjamin.  
Cummings, John W.  
Darling, Homer W.  
Day, Thomas H.  
Desmond, Cornelius.

Messrs. Donnell, Elbridge C.  
Flood, John T.  
Graham, James B.  
Hastings, Thomas J.  
Howes, Thomas P.  
Kimball, D. Smith.  
Leary, Frank D.  
Leonard, Marcus.

The report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was further considered. Amendments moved by Messrs. Hastings of Worcester, and Hill of Boston, to the substitute bill proposed by Mr. Mellen of Worcester, were adopted. The previous question was ordered on motion of Mr. Prescott of Boston, and pending a further amendment, moved by Mr. Stone of Winchester, to strike out section 2 of the bill, the point of order was raised that there was not a quorum present; and, a count being had, it appeared that but 96 members were present, whereupon, without further action, the House

At 5.45 adjourned.

WEDNESDAY MORNING, April 16, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

Second Congregational Society in Westfield.

By Mr. Bryan of Westfield, a Bill to confirm the organization and doings of the Second Congregational Society in Westfield. Read, and referred under suspension of the 20th joint Rule to the committee on the Judiciary.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To establish the salaries of the justices of the district and police courts in the county of Hampden, and of the clerk of the police court of Springfield;

Relative to the sessions of the second district court of Plymouth; and

To establish the salaries of the justices and clerks of the district and police courts in the county of Essex;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

Registers of deeds.

By Mr. Walker of Worcester, from the committee on Retrenchment, that the Bill (recommitted) relative to the duties of registers of deeds ought not to pass. Placed in

the orders of the day for the afternoon, the question being on its rejection.

By the same gentleman, from the same committee, on an order relative to a better administration of the public service, a Bill to provide for the auditing of the accounts of county officers.

Accounts of  
county officers.

By Mr. Russell of Boston, from the committee on the Judiciary, on a petition, a Bill to authorize the trustees of the Methodist-Episcopal Church in Winchendon to convey their parsonage.

Methodist-  
Episcopal  
Church,  
Winchendon.

Severally read, and ordered to a second reading.

### *Orders of the Day.*

#### Bills:

Concerning accounts of savings banks; and

Orders of the  
day.

To extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston;

Were severally read a second time, and ordered to a third reading.

The Resolve for the appointment of a commission to revise the General Statutes was rejected, as recommended by the committee on the Judiciary, and notice thereof was sent to the Senate accordingly.

The report of the committee on Labor, no legislation necessary, on the tenth annual report of the Massachusetts bureau of statistics of labor, was further considered. The pending motion of Mr. Stone of Winchester to amend the substitute bill proposed by Mr. Mellen of Worcester, by striking out section 2, was adopted. On the question of amending the report by substituting the bill moved by Mr. Mellen, the yeas and nays were ordered at the request of that gentleman, and, the roll being called, the amendment was rejected by a vote of 43 yeas to 109 nays, as follows:—

#### YEAS.

Messrs. Baker, John I.  
Brown, Horace.  
Carberry, William H.  
Clough, Benjamin.  
Cummings, John W.  
Darling, Homer W.  
Day, Thomas H.  
Desmond, Cornelius.

Messrs. Donnell, Elbridge C.  
Flood, John T.  
Graham, James B.  
Hastings, Thomas J.  
Howes, Thomas P.  
Kimball, D. Smith.  
Leary, Frank D.  
Leonard, Marcus.

|                                    |                                   |
|------------------------------------|-----------------------------------|
| <b>Messrs.</b> Lincoln, Charles S. | <b>Messrs.</b> Pinkham, Daniel R. |
| Litchman, Charles H.               | Pratt, Edwin B.                   |
| Lyon, William.                     | Proctor, William P.               |
| Maynard, Elisha B.                 | Quigley, James L.                 |
| McCafferty, Matthew J.             | Reed, William, jun.               |
| McGeough, James A.                 | Robinson, Amasa C.                |
| McGlynn, Patrick M.                | Russell, Thomas.                  |
| McMahon, John F.                   | Smyth, William A. S.              |
| Mellen, James H.                   | Spillane, Timothy B.              |
| Nichols, Joseph J.                 | Stetson, George F.                |
| Norton, John B.                    | Stone, Josiah F.                  |
| Noyes, Charles J.                  | Thomas, Edward I.                 |
| O'Connor, Dennis.                  | Walker, Joseph H.                 |
| O'Neil, Joseph H.                  |                                   |

## NAYS.

|                                 |                              |
|---------------------------------|------------------------------|
| <b>Messrs.</b> Ames, Azel, jun. | <b>Messrs.</b> Hall, Eben A. |
| Barnard, Abner.                 | Harden, George P.            |
| Bartlett, Joseph F.             | Hart, John W.                |
| Beebe, Eleazer S.               | Hill, Hamilton A.            |
| Bennett, Joseph.                | Holbrook, Jonathan.          |
| Bigelow, Francis.               | Holmes, Horace M.            |
| Bond, George H.                 | Hooper, John H.              |
| Brackett, John Q. A.            | Hoyt, Richard H.             |
| Bradstreet, Dudley.             | Humphrey, Robert.            |
| Brooks, William A.              | Ingraham, William H.         |
| Bryan, James H.                 | James, John F.               |
| Bulloch, Andrew.                | Jennings, Andrew J.          |
| Burr, Benjamin F.               | Johnson, Henry A.            |
| Clark, Joel C.                  | Keough, Thomas L.            |
| Clark, Lyman.                   | Kimball, Albert.             |
| Clark, Wilder P.                | Ladd, Charles R.             |
| Clarke, Henry S.                | Lawrence, Sumner P.          |
| Coggin, William S.              | Lawton, James M.             |
| Coleman, Lewis.                 | Lincoln, Arthur.             |
| Copeland, Henry.                | Litchfield, William C.       |
| Crowell, Edward P.              | Livermore, Rufus.            |
| Damon, Samuel R.                | Lovell, Andrew.              |
| Daniels, Elijah B.              | Lowther, George W.           |
| Dickinson, Ethan D.             | Macomber, William P.         |
| Eastabrooks, James E.           | Magee, James P.              |
| Ferson, Charles H.              | Mather, Benj. F., jun.       |
| Fish, Isaiah.                   | McCulloch, Leonard.          |
| Fiske, Alonzo S.                | Monroe, Alfred C.            |
| Fowler, Francis E.              | Morse, Leander B.            |
| Frye, Newton P.                 | Morton, Elb'ge G., jun.      |
| Gaylord, William M.             | Morton, Frank H.             |
| Glines, Jacob T.                | Moulton, Jesse.              |
| Glover, George D.               | Murray, Joseph.              |

|                               |                        |
|-------------------------------|------------------------|
| Messrs. Nickerson, Richard E. | Messrs. Smith, Joseph. |
| Paddack, Henry.               | Smith, Maloy J.        |
| Paige, Lucius R.              | Smith, Rufus.          |
| Paine, Samuel C.              | Soule, Rufus A.        |
| Peck, Walter B.               | Stuart, William J.     |
| Powers, Henry W.              | Sweetser, John.        |
| Prescott, Charles J.          | Thayer, Tyler.         |
| Pyncheon, William.            | Tilden, William S.     |
| Ranlett, Charles E.           | Trussell, Rufus.       |
| Reed, John D.                 | Tucker, Payson E.      |
| Rice, Leonard B.              | Tufts, Arthur W.       |
| Ricketts, William J.          | Van Deusen, Merritt.   |
| Rockwell, Francis W.          | Ware, Horace E.        |
| Rowe, Amos.                   | Warren, Alonzo.        |
| Russell, Solomon N.           | Warren, Orrin.         |
| Sampson, George T.            | Whittemore, Jonathan.  |
| Sanders, William.             | Wiggin, William H.     |
| Scott, Augustus E.            | Wiswell, Joseph.       |
| Sheldon, Henry S.             | Wood, David F.         |
| Sherburne, John H.            | Woodbury, George D.    |
| Shipman, Jonathan E.          | Wright, Francis W.     |
| Smith, Elizur.                |                        |

Yeas, 43 ; nays, 109.

On this question Messrs. Fitz Gerald of Boston, Hines of Boston, Brigham of Westborough, and Berry of Stoneham, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Lewis of Provincetown, Marsh of Quincy, Colburn of Leominster, and Bennett of Lowell.

The Resolve in relation to the claim of Joshua B. Smith was further considered. Mr. Jennings of Fall River moved to amend by substituting a "Bill relative to the claim of Joshua B. Smith against the Commonwealth." On this question, at the request of the same gentleman, the yeas and nays were ordered ; and, the roll being called, the amendment was carried by a vote of 96 yeas to 91 nays, as follows :—

YEAS.

|                             |                              |
|-----------------------------|------------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Brackett, John Q. A. |
| Bartlett, Charles R.        | Bradstreet, Dudley.          |
| Bates, Theodore C.          | Brigham, George O.           |
| Beebe, Eleazer S.           | Brooks, William A.           |
| Bennett, James W.           | Bryan, James H.              |
| Bennett, Joseph.            | Bulloch, Andrew.             |
| Bigelow, Francis.           | Burr, Benjamin F.            |



|                        |                             |
|------------------------|-----------------------------|
| Messrs. Clark, Joel C. | Messrs. McGlynn, Patrick M. |
| Clark, Lyman.          | Mellen, James H.            |
| Clough, Benjamin.      | Monroe, Alfred C.           |
| Crosby, Isaac N.       | Montague, Royal M.          |
| Crowell, Edward P.     | Morton, Frank H.            |
| Cushing, Matthew H.    | Murray, Joseph.             |
| Daniels, Elijah B.     | Paine, Samuel C.            |
| Darling, Homer W.      | Peabody, John W.            |
| Desmond, Cornelius.    | Peck, Walter B.             |
| Dickinson, Ethan D.    | Pratt, Edwin B.             |
| Eastabrooks, James E.  | Proctor, William P.         |
| Emery, Levi.           | Pynchon, William.           |
| Fish, Isaiah.          | Ranlett, Charles E.         |
| Fiske, Alonzo S.       | Reed, John D.               |
| Fowler, Francis E.     | Reed, William, jun.         |
| Frye, Newton P.        | Reynolds, Samuel M.         |
| Gaylord, William M.    | Rice, Leonard B.            |
| Glines, Jacob T.       | Roach, Richard.             |
| Graham, James B.       | Russell, Solomon N.         |
| Hall, Eben A.          | Sampson, George T.          |
| Harden, George P.      | Sanders, William.           |
| Hart, John W.          | Savery, William.            |
| Hartshorn, Calvin L.   | Sheldon, Henry S.           |
| Hastings, Thomas J.    | Smith, Elizur.              |
| Holbrook, Jonathan.    | Smith, Joseph.              |
| Holmes, Horace M.      | Stetson, George F.          |
| Hooper, John H.        | Stuart, William J.          |
| Howes, Thomas P.       | Thayer, Tyler.              |
| Hoyt, Richard H.       | Trussell, Rufus.            |
| Humphrey, Robert.      | Tucker, Payson E.           |
| Jennings, Andrew J.    | Tufts, Arthur W.            |
| Johnson, Henry A.      | Van Deusen, Merritt.        |
| Joyce, John.           | Varnum, Leavitt R. J.       |
| Kimball, Albert.       | Wadlin, Daniel H.           |
| Lawrence, Sumner P.    | Walker, Joseph H.           |
| Lawton, James M.       | Ware, Horace E.             |
| Leary, Frank D.        | Warren, Alonzo.             |
| Lincoln, Charles S.    | Whitney, Edwin.             |
| Lovell, Andrew.        | Wiswell, Joseph.            |
| Magee, James P.        | Woodbury, George D.         |
| Marsh, Edwin W.        | Wright, Francis W.          |

## NATS.

|                          |                        |
|--------------------------|------------------------|
| Messrs. Adams, Albert S. | Messrs. Brown, Horace. |
| Baker, John I.           | Carberry, William H.   |
| Barrett, Richard.        | Clark, Wilder P.       |
| Bartlett, Joseph F.      | Clarke, Henry S.       |
| Bolles, Matthew.         | Colburn, George F.     |
| Bond, George H.          | Coleman, Lewis.        |

|                                 |                                  |
|---------------------------------|----------------------------------|
| <b>Messrs.</b> Copeland, Henry. | <b>Messrs.</b> Morse, Leander B. |
| Crocker, Charles T.             | Morton, Elb'ge G., jun.          |
| Crowley, Robert E.              | Moulton, Jesse.                  |
| Cummings, John W.               | Nichols, Joseph J.               |
| Damon, Samuel R.                | Nickerson, Richard E.            |
| Darby, William F.               | Norton, John B.                  |
| Day, Thomas H.                  | Noyes, Charles J.                |
| Donnell, Elbridge C.            | O'Connor, Dennis.                |
| Ferson, Charles H.              | Paddack, Henry.                  |
| Fitz Gerald, Thomas F.          | Paige, Lucius R.                 |
| Fuller, Henry W.                | Park, George W.                  |
| Glover, George D.               | Pinkham, Daniel R.               |
| Hale, Edwin B.                  | Powers, Henry W.                 |
| Hathaway, Judah.                | Prescott, Charles J.             |
| Hill, Hamilton A.               | Quigley, James L.                |
| Hoar, William M.                | Rich, Stephen.                   |
| Hollis, Freeman.                | Ricketts, William J.             |
| Horton, Nathaniel A.            | Robinson, Amasa C.               |
| Ingraham, William H.            | Rockwell, Francis W.             |
| James, John F.                  | Rowe, Amos.                      |
| Kelley, Joseph J.               | Russell, Thomas.                 |
| Keough, Thomas L.               | Scott, Augustus E.               |
| Kimball, D. Smith.              | Sherburne, John H.               |
| Ladd, Charles R.                | Shipman, Jonathan E.             |
| Leonard, Marcus.                | Smith, Rufus.                    |
| Lewis, Bangs A.                 | Smyth, William A. S.             |
| Lincoln, Arthur.                | Soule, Rufus A.                  |
| Litchfield, William C.          | Sowdon, Arthur J. C.             |
| Litchman, Charles H.            | Sparrow, James H.                |
| Livermore, Rufus.               | Stone, Josiah F.                 |
| Locke, James L.                 | Sweetser, John.                  |
| Lowther, George W.              | Thayer, Edward F.                |
| Lyon, William.                  | Thayer, Frederick.               |
| Macomber, William P.            | Warren, Orrin.                   |
| Mather, Benj. F., jun.          | Webster, Abel.                   |
| Maynard, Elisha B.              | Whittemore, Jonathan.            |
| McCafferty, Matthew J.          | Wiggin, William H.               |
| McCullock, Leonard.             | Willis, George D.                |
| McGeough, James A.              | Wood, David F.                   |
| McMahon, John F.                |                                  |

Yeas, 96 ; nays, 91.

On this question Mr. O'Neil of Boston, who, it was announced, would have voted in the affirmative, was paired with Mr. Wardwell of Peabody.

The bill was then ordered to a third reading.

The Bill relative to auditing the accounts of the county of Suffolk was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to constitute a district police, and to abolish the state detective force, was read a second time, and considered. The bill was amended in section 7, as moved by Mr. Howes of Dennis, so as to make it apply to all cities and towns. Further amendments, moved by Messrs. Russell of Boston, and Leonard of Fall River, were adopted. Mr. Noyes of Boston moved to amend by substituting a "Bill to abolish the state detective force, and to provide for the licensing of private detectives." This proposed substitute was also amended, on motion of Mr. Howes of Dennis, so as to make it applicable to all cities and towns; and an amendment moved by Mr. Litchman of Marblehead, substituting a new section for section 4, was also adopted. Mr. Hoar of Lowell called for the yeas and nays on the question of substituting the bill moved by Mr. Noyes; but the House refused to order them. The bill was then substituted, and ordered to a third reading.

At 12.45 adjourned.

#### AFTERNOON SESSION.

##### *Orders.*

Reports by  
committees.

On motion of Mr. Bennett of Boston, —  
*Ordered*, That all joint committees shall report on all matters referred to them on or before Thursday, the seventeenth day of April, inst.

Sent up for concurrence.

Adjournment.

On motion of Mr. Bryan of Westfield, —  
*Ordered*, That when the House is in session at half-past twelve, P.M., the Speaker shall declare the House adjourned until two o'clock P.M.

##### *Papers from the Senate.*

Fidelity Assur-  
ance Company.

A Bill to extend the time within which the capital stock of the Fidelity Assurance Company of Massachusetts may be paid in, introduced on leave in the Senate, was read, and referred in concurrence, under suspension of the 20th joint Rule, to the committee on Insurance.

C. E. Caswell.

A Resolve in favor of Caroline E. Caswell, reported on a petition, passed to be engrossed by the Senate, was read, and referred under the rule to the committee on Finance.

The Senate Bill to create a state board of health, lunacy, and charity, passed to be engrossed in concurrence by the House with certain amendments, and sent up for concurrence in said amendments, came down with the indorsement thereon, that the Senate concurred in the amendments at [B], [C], and [D], and in the amendment at [A] with an amendment. On motion of Mr. Russell of Boston, the House non-concurred, and asked for a committee of conference; and Messrs. Prescott and Russell of Boston, and Emery of Lawrence, were appointed on its part.

Board of health,  
lunacy, and  
charity.

The House Bill fixing the salaries of county treasurers came down from the Senate, passed to be engrossed in concurrence, with an amendment providing that the bill take effect May 1, instead of April 1; in which the House concurred under a suspension of the rule.

County  
treasurers.

The Senate Bill to establish the salaries of the justices and clerks of the district and police courts in the county of Middlesex, passed to be engrossed in concurrence with certain amendments by the House, and sent up for concurrence in the amendments, came down with the indorsement thereon that the Senate non-concurred in the amendment at [A], and concurred in the remaining amendments. On motion of Mr. Walker of Worcester, the House receded from its amendment at [A], and the bill was returned to the Senate indorsed accordingly.

Salaries of jus-  
tices and clerks  
of police courts.

### *Bills Enacted.*

#### Engrossed bills:

Bills enacted.

To revive "An Act to supply the town of Watertown with pure water;"

To establish the salaries of the district-attorneys and the assistant district-attorneys, and the clerk of the district-attorney for the Suffolk District; and

To revive "An Act to supply the city of Newburyport with water;"

(Which severally originated in the House);

To provide for the recovery of lands unlawfully held after the foreclosure of mortgages (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*Purity of  
elections.

By Mr. Fuller of Boston, from the committee on the Judiciary, that the Senate Bill to preserve the purity of elections ought to pass.

Second Congre-  
gational Society  
in Westfield.

By Mr. Maynard of Springfield, from the same committee, that the Bill (on leave) to confirm the organization and doings of the Second Congregational Society in Westfield ought to pass.

State House.

By Mr. Clark of Winchendon, from the committee on Finance, that the Senate Resolve in relation to repairs on the State House ought to pass.

S. F. Lawrence.

By Mr. Livermore of Orange, from the same committee, that the Senate Resolve in favor of Sarah F. Lawrence ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

Watertown.

By Mr. Hill of Boston, from the same committee, that the Resolve in favor of the town of Watertown ought not to pass. Placed in the orders of the day for to-morrow, the question being on its rejection.

Decisions of  
supreme court.

By Mr. Ladd of Springfield, from the same committee, that the "Bill relating to the decisions of the supreme judicial court" ought to pass in a new draft with the following title: "Bill relating to the publication of the decisions of the supreme judicial court."

Clerks and  
constables.

By Mr. Walker of Worcester, from the committee on Retrenchment, on an order relative to a better administration of the public service, a Bill relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts.

Severally read, and ordered to a second reading.

*Motion to Reconsider.*General  
Statutes.

Mr. Bennett of Boston moved to reconsider the vote whereby the House yesterday morning rejected the Resolve for the appointment of a commission to revise the General Statutes; which motion was placed in the orders of the day for to-morrow, on further motion of the same gentleman.

*Orders of the Day.*Orders of the  
day.

Bills:

Providing for the designation of certain justices of the peace to issue warrants, and take bail (amended on motion of Mr. Scott of Lexington);

To provide for the appointment of a State librarian, and the reduction of expenses of the State Library;

Concerning the examination of persons arrested on mesne process or execution, and of judgment-debtors (amended on motion of Mr. Sherburne of Boston);

In addition to "An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon;"

To authorize the trustees of the Methodist-Episcopal Church in Winchendon to convey their parsonage; and

To provide for the auditing of the accounts of county officers;

Were severally read a second time, and ordered to a third reading.

The Bill to amend the "General Railroad Law," and to provide for a junction railroad to connect existing railroads with the Commonwealth's flats at South Boston (amended on motion of Mr. Hill of Boston); and a

Resolve in relation to the Commonwealth's flats at South Boston;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

#### Bills:

To amend "An Act concerning the settlement of paupers;" and

To extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain lands in the city of Boston;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill making appropriations for expenses authorized the present year, and for other purposes, was read a third time, amended on motion of Mr. Ladd of Springfield, and, pending another amendment moved by Mr. Prescott of Boston, and pending the question on its engrossment, on motion of Mr. Hale of Cambridge, the bill was postponed for further consideration until to-morrow.

The Bill relative to the duties of registers of deeds was rejected, as recommended by the committee on Retrenchment.

The Bill relative to the claim of Joshua B. Smith against the Commonwealth was read a third time, and, pending the question on engrossment, was, on motion of

Mr. Fitz Gerald of Boston, postponed for further consideration until to-morrow.

The Bill concerning accounts of savings banks was read a third time, and, pending the question on engrossment, was, on motion of Mr. Marsh of Quincy, postponed for further consideration until to-morrow.

The Bill to abolish the State detective force, and to provide for the licensing of private detectives, was read a third time, and, pending the question on engrossment, was, on motion of Mr. Cummings of Fall River, postponed for further consideration until to-morrow.

The Bill in relation to the taxation of deposits in savings banks was read a third time, and considered. On the question of engrossment, the yeas and nays were ordered, at the request of Mr. Bennett of Boston; and, the roll being called, the bill was passed to be engrossed in concurrence, by the vote of 101 yeas to 91 nays, as follows:—

## YEAS.

| Messrs.              | Messrs.                |
|----------------------|------------------------|
| Adams, Albert S.     | Eastabrooks, James E.  |
| Aldrich, Charles P.  | Ferson, Charles H.     |
| Baker, John I.       | Flood, John T.         |
| Barrett, Richard.    | Gaylord, William M.    |
| Barrus, Alvan.       | Glover, George D.      |
| Bartlett, Joseph F.  | Hall, Eben A.          |
| Bates, Theodore C.   | Harden, George P.      |
| Beebe, Eleazer S.    | Hart, John W.          |
| Beeching, Richard.   | Hartshorn, Calvin L.   |
| Bigelow, Francis.    | Hathaway, Judah.       |
| Brigham, George O.   | Holbrook, Jonathan.    |
| Brooks, William A.   | Hollis, Freeman.       |
| Brown, Horace.       | Holmes, Horace M.      |
| Brown, Luther J.     | Hosmer, Frederick N.   |
| Bryan, James H.      | Howes, Thomas P.       |
| Burr, Benjamin F.    | Hoyt, Richard H.       |
| Callender, Edward B. | Humphrey, Robert.      |
| Clark, Wilder P.     | Ingraham, William H.   |
| Coggin, William S.   | Jennings, Andrew J.    |
| Colburn, George F.   | Keough, Thomas L.      |
| Converse, Elisha S.  | Kimball, D. Smith.     |
| Crocker, Charles T.  | Ladd, Charles R.       |
| Crosby, Isaac N.     | Lawton, James M.       |
| Crowell, Edward P.   | Leary, Frank D.        |
| Cushing, Matthew H.  | Lincoln, Arthur.       |
| Daniels, Elijah B.   | Lincoln, Charles S.    |
| Darby, William F.    | Litchfield, William C. |
| Davis, Joseph W.     | Livermore, Rufus.      |

Messrs. Marsh, Edwin W.  
 Maynard, Elisha B.  
 McCafferty, Matthew J.  
 Montague, Royal M.  
 Morton, Frank H.  
 Moulton, Jesse.  
 Murray, Joseph.  
 Nickerson, Richard E.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Park, George W.  
 Pickman, John J.  
 Pratt, Edwin B.  
 Reed, John D.  
 Rice, George W.  
 Rockwell, Francis W.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sampson, George T.  
 Sanders, William.  
 Sargent, Edmund P.  
 Savery, William.  
 Seeley, Montessor S.

Messrs. Sheldon, Henry S.  
 Sherburne, John H.  
 Shipman, Jonathan E.  
 Soule, Rufus A.  
 Stetson, George F.  
 Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Wardwell, Henry.  
 Whiting, Hiram.  
 Whittemore, Jonatham  
 Wiggin, William H.  
 Wilbur, Daniel.  
 Wilde, Joseph D.  
 Willis, George D.  
 Witherell, William D.  
 Wonson, Charles H.

## NAYS.

Messrs. Barnard, Abner.  
 Bartlett, Charles R.  
 Bennett, Joseph.  
 Berry, John F.  
 Bolles, Matthew.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brown, William H.  
 Bulloch, Andrew.  
 Burke, William J.  
 Carberry, William H.  
 Clark, Lyman.  
 Clarke, Henry S.  
 Coleman, Lewis.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Cummings, John W.  
 Damon, Samuel R.  
 Darling, Homer W.  
 Day, Thomas H.  
 Desmond, Cornelius.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Everson, John W.

Messrs. Fish, Isaiah.  
 Fiske, Alonzo S.  
 Foss, William A.  
 Fuller, Henry W.  
 Graham, James B.  
 Hale, Edwin B.  
 Hastings, Thomas J.  
 Henry, Neil.  
 Hill, Hamilton A.  
 Hoar, William M.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Howland, Charles H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, Albert.  
 Lawrence, Sumner P.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Lincoln, Elmer.  
 Locke, James L.  
 Lowther, George W.



|                              |                            |
|------------------------------|----------------------------|
| Messrs. Macomber, William P. | Messrs. Robinson, Amasa C. |
| Mather, Benjamin F., jun.    | Smith, Elizur.             |
| McGeough, James A.           | Smith, Joseph.             |
| McMahon, John F.             | Smith, Rufus.              |
| Mellen, James H.             | Sowdon, Arthur J. C.       |
| Mooney, Daniel S.            | Sparrow, James H.          |
| Morse, Leander B.            | Spillane, Timothy B.       |
| Morton, Elbridge G., jun.    | Stanley, John.             |
| Nichols, Joseph J.           | Thayer, Edward F.          |
| Norton, John B.              | Thayer, Tyler.             |
| O'Connor, Dennis.            | Varnum, Leavitt R. J.      |
| O'Neil, Joseph H.            | Wadlin, Daniel H.          |
| Paine, Samuel C.             | Walker, Joseph H.          |
| Peabody, John W.             | Ware, Horace E.            |
| Pinkham, Daniel R.           | Warren, Alonzo.            |
| Prescott, Charles J.         | Warren, Orrin.             |
| Proctor, William P.          | Wentworth, Charles A.      |
| Pynchon, William.            | Whitney, Edwin.            |
| Quigley, James L.            | Wiswell, Joseph.           |
| Ranlett, Charles E.          | Woodbury, George D.        |
| Reed, William, jun.          | Wright, Francis W.         |
| Rice, Leonard B.             |                            |

Yeas, 101 ; nays, 91.

At 5.25 adjourned.

THURSDAY, April 17, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Boston, Barre,  
and Gardner  
Railroad.

A Bill to authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property, introduced on leave in the Senate, was read, and referred in concurrence, under suspension of the 20th joint Rule, to the committee on Railroads.

Court of Claims.

The House Bill to provide a remedy for persons having claims against the Commonwealth came down, passed to be engrossed in concurrence, with certain amendments, which were referred under the rule to the committee on the Judiciary.

Westfield.

The House Bill to provide for the further protection of the town of Westfield from floods came down, passed to

be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting new provisions in place thereof; in which the House concurred under suspension of the rule.

A report of the committee of Conference on the Bill to fix the salaries of the deputy tax commissioner and commissioner of corporations, and the persons employed in his department, asking to be discharged from the further consideration of the subject, came down accepted by the Senate; and Messrs. White of Plymouth, Ropes, and Hayes, were appointed a new committee on its part. Read, and accepted in concurrence, under suspension of the rule; and Messrs. Walker of Worcester, Wonson of Gloucester, and Kelley of Cambridge, were appointed on the part of the House.

Deputy Tax-  
Commissioner.

The Bill to establish a board of commissioners of prisons, passed to be engrossed in concurrence, with certain amendments, and sent up for concurrence in said amendments, came down with the indorsement that the Senate concurred in the amendments at [B], [C], [D], [E], [F], [G], [H], [I], [J], [L], and non-concurred in the amendment at [K], and concurred in the amendments at [A] and [E], with amendments. Placed in the orders of the day for the afternoon.

Prison Com-  
missioners.

### *Reports of Committees.*

By Mr. Beeching of Boston, from the committee on Retrenchment, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent.

Rate of interest.

By Mr. Converse of Malden, from the committee on Hoosac Tunnel and Troy and Greenfield Railroad, no further legislation necessary, on the memorial of Edward Hamilton in relation to the earnings and expenses of the Troy and Greenfield Railroad and Hoosac Tunnel.

Tunnel  
accounts.

Severally read, accepted under suspension of the rule, and sent up for concurrence.

### *Motion to Reconsider.*

Mr. Warren of Boston moved to reconsider the vote whereby the House yesterday passed to be engrossed the Bill relative to the taxation of deposits in savings banks. The motion was carried by a vote of 84 to 65. The question then recurring on passing the bill to be engrossed (Mr. Noyes of Boston in the chair), after extended debate

Taxation of  
savings-bank  
deposits.

the yeas and nays were ordered on request of Mr. Wade of Newton; and, the roll being called, the bill was again passed to be engrossed, and sent up for concurrence, the vote being 102 yeas to 91 nays, as follows:—

## YEAS.

| Messrs.                | Yeas. | Messrs.                | Yeas. |
|------------------------|-------|------------------------|-------|
| Aldrich, Charles P.    |       | Humphrey, Robert.      |       |
| Baker, John I.         |       | Hyde, Henry D.         |       |
| Barrett, Richard.      |       | Ingraham, William H.   |       |
| Barrus, Alvan.         |       | Jennings, Andrew J.    |       |
| Bartlett, Joseph F.    |       | Ladd, Charles R.       |       |
| Bates, Theodore C.     |       | Leary, Frank D.        |       |
| Beebe, Eleazer S.      |       | Lincoln, Arthur.       |       |
| Bigelow, Francis.      |       | Lincoln, Charles S.    |       |
| Bond, George H.        |       | Litchfield, William C. |       |
| Brigham, George O.     |       | Livermore, Rufus.      |       |
| Brown, Horace.         |       | Marsh, Edwin W.        |       |
| Brown, Luther J.       |       | Maynard, Elisha B.     |       |
| Bryan, James H.        |       | McCafferty, Matthew J. |       |
| Callender, Edward B.   |       | McCulloch, Leonard.    |       |
| Clark, Wilder P.       |       | Montague, Royal M.     |       |
| Clough, Benjamin.      |       | Morton, Frank H.       |       |
| Coggin, William S.     |       | Moulton, Jesse.        |       |
| Colburn, George F.     |       | Murray, Joseph.        |       |
| Crocker, Charles T.    |       | Nickerson, Richard E.  |       |
| Crosby, Isaac N.       |       | Noyes, Charles J.      |       |
| Crowell, Edward P.     |       | O'Connor, Dennis.      |       |
| Cushing, Matthew H.    |       | O'Neil, Joseph H.      |       |
| Daniels, Elijah B.     |       | Paige, Lucius R.       |       |
| Darby, William F.      |       | Park, George W.        |       |
| Davis, Joseph W.       |       | Pickman, John J.       |       |
| Ferson, Charles H.     |       | Pratt, Edwin B.        |       |
| Fitz Gerald, Thomas F. |       | Reed, John D.          |       |
| Flood, John T.         |       | Reed, William, jun.    |       |
| Foss, William A.       |       | Rice, George W.        |       |
| Fuller, Henry W.       |       | Roach, Richard.        |       |
| Gaylord, William M.    |       | Rockwell, Francis W.   |       |
| Glover, George D.      |       | Russell, Solomon N.    |       |
| Graham, James B.       |       | Russell, Thomas.       |       |
| Hall, Eben A.          |       | Sampson, George T.     |       |
| Harden, George P.      |       | Sanders, William.      |       |
| Hart, John W.          |       | Savery, William.       |       |
| Henry, Neil.           |       | Scott, Augustus E.     |       |
| Holbrook, Jonathan.    |       | Seeley, Montessor S.   |       |
| Hollis, Freeman.       |       | Sheldon, Henry S.      |       |
| Holmes, Horace M.      |       | Sherburne, John H.     |       |
| Hosmer, Frederick N.   |       | Shipman, Jonathan E.   |       |
| Howes, Thomas P.       |       | Smith, Maloy J.        |       |
| Hoyt, Richard H.       |       | Soule, Rufus A.        |       |

**Messrs.** Stone, Josiah F.  
 Stuart, William J.  
 Sweetser, John.  
 Thomas, Edward I.  
 Tilden, William S.  
 Trussell, Rufus.  
 Tucker, Payson E.  
 Tufts, Arthur W.

**Messrs.** Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.  
 Whiting, Hiram.  
 Whittemore, Jonathan.  
 Wilbur, Daniel.  
 Willis, George D.  
 Witherell, William D.

## NAYS.

**Messrs.** Barnard, Abner.  
 Bartlett, Charles R.  
 Beeching, Richard.  
 Bennett, James W.  
 Bennett, Joseph.  
 Berry, John F.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.  
 Brown, William H.  
 Bulloch, Andrew.  
 Burke, William J.  
 Clark, Lyman.  
 Clarke, Henry S.  
 Coleman, Lewis.  
 Copeland, Henry.  
 Crocker, Elisha, jun.  
 Crowley, Robert E.  
 Damon, Samuel R.  
 Day, Thomas H.  
 Desmond, Cornelius.  
 Dickinson, Ethan D.  
 Donnell, Elbridge C.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Glines, Jacob T.  
 Hale, Edwin B.  
 Hartshorn, Calvin L.  
 Hastings, Thomas J.  
 Hathaway, Judah.  
 Hill, Hamilton A.  
 Hoar, William M.  
 Hooper, John H.  
 Horton, Nathaniel A.  
 Howland, Charles H.  
 James, John F.  
 Johnson, Henry A.  
 Joyce, John.  
 Kelley, Joseph J.

**Messrs.** Kimball, Albert.  
 Kimball, D. Smith.  
 Lawrence, Sumner P.  
 Leonard, Marcus.  
 Lewis, Bangs A.  
 Litchman, Charles H.  
 Locke, James L.  
 Lovell, Andrew.  
 Lowther, George W.  
 Lyon, William.  
 Macomber, William P.  
 Mather, Benj. F., jun.  
 McGeough, James A.  
 Monroe, Alfred C.  
 Mooney, Daniel S.  
 Morton, Elb'ge G., jun.  
 Nichols, Joseph J.  
 Paddack, Henry.  
 Paine, Samuel C.  
 Peabody, John W.  
 Pinkham, Daniel R.  
 Powers, Henry W.  
 Prescott, Charles J.  
 Proctor, William P.  
 Pynchon, William.  
 Quigley, James L.  
 Randall, David.  
 Ranlett, Charles E.  
 Reynolds, Samuel M.  
 Rice, Leonard B.  
 Ricketts, William J.  
 Robinson, Amasa C.  
 Rowe, Amos.  
 Smith, Rufus.  
 Sowdon, Arthur J. C.  
 Sparrow, James H.  
 Spillane, Timothy B.  
 Stanley, John.  
 Stetson, George F.

|                           |                           |
|---------------------------|---------------------------|
| Messrs. Thayer, Edward F. | Messrs. Webber, Alonzo C. |
| Thayer, Tyler.            | Wentworth, Charles A.     |
| Wade, Levi C.             | Whitney, Edwin.           |
| Walker, Joseph H.         | Wiswell, Joseph.          |
| Ware, Horace E.           | Woodbury, George D.       |
| Warren, Alonzo.           | Wright, Francis W.        |
| Warren, Orrin.            |                           |

Yeas, 102; nays, 91.

Without taking up the orders of the day, the House  
At 12.30 was declared adjourned.

### AFTERNOON SESSION.

#### *Reports of Committees.*

Expenses of  
institutions.

By Mr. Walker of Worcester, from the committee on Retrenchment, inexpedient to legislate on an order relative to reducing the expenses of the charitable, reformatory, and penal institutions of the Commonwealth.

Term-fees.

By Mr. Bates of North Brookfield, from the same committee, inexpedient to legislate, on an order relative to amending section 27, chapter 156, of the General Statutes relative to term-fees.

Severally read, and placed in the orders of the day for to-morrow.

C. E. Caswell.

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Resolve in favor of Caroline E. Caswell ought to pass. Placed in the orders of the day for to-morrow for a second reading.

County taxes.

By Mr. Colburn of Leominster, from the committee on County Estimates, on the estimates of the several counties for taxes the present year, a Resolve granting county taxes.

Probate offices.

By Mr. Bates of North Brookfield, from the committee on Retrenchment, on an order relative to a better administration of the public service, in part, a Bill relating to the probate offices of the several counties.

Salaries of probate judges, etc.

By Mr. Brackett of Boston, from the same committee, on various matters relating to retrenchment, a Bill fixing the salaries of the judges, registers, and assistant registers of probate and insolvency.

Severally read, and ordered to a second reading.

By Mr. Russell of Boston, from the committee on the Court of Claims.  
 Judiciary, that the House should concur in the Senate  
 amendments to the House Bill to provide a remedy for  
 persons having claims against the Commonwealth. The  
 House concurred under suspension of the rule.

By Mr. Whitney of Stow, from the committee on Pro- Debts of execu-  
 bate and Chancery, that the Bill to amend chapter 71 of  
 the Acts of the year 1879 in relation to the payment of  
 debts by executors and administrators ought to pass. On  
 motion of the same gentleman the rules were suspended,  
 and the bill was read a second and a third time, and passed  
 to be engrossed in concurrence.  
tors and admin-  
 istrators.

*Taken from the Table.*

On motion of Mr. Hastings of Worcester, the report of Collection of  
 the committee on Taxation, inexpedient to legislate, on an  
 order relative to the collection and assessment of taxes,  
 was taken from the table, and placed in the orders of the  
 day for to-morrow morning, pending a motion of the same  
 gentleman to amend by substituting a "Bill to regulate  
 the assessment of taxes."  
taxes.

*Bill Enacted.*

An engrossed Bill relating to the reconstruction of Bill enacted.  
 bridges by the Fall-River, Warren, and Providence Rail-  
 road Company over Cole's River and Lee's River (which  
 originated in the House), was passed to be enacted, signed,  
 and sent to the Senate.

*Orders of the Day.*

**Bills:**

To preserve the purity of elections;

Relating to the publication of the decisions of the su- Orders of the  
 preme judicial court;  
day.

To confirm the organization and doings of the Second  
 Congregational Society in Westfield; and a

Resolve in relation to repairs on the State House;

Were severally read a second time, and ordered to a  
 third reading.

**Bills:**

Providing for the designation of certain justices of the  
 peace to issue warrants, and take bail; and

Concerning the examination of persons arrested on  
 mesne process or execution, and of judgment-debtors;

Were severally read a third time, and passed to be engrossed in concurrence.

The Bill to authorize the trustees of the Methodist-Episcopal Church in Winchendon to convey their parsonage was read a third time, passed to be engrossed, and sent up for concurrence.

The motion to reconsider the vote whereby the House yesterday morning rejected the Resolve for the appointment of a commission to revise the General Statutes, was, after debate, rejected.

The Bill making appropriations for expenses authorized the present year, and for other purposes, was further considered. The pending amendment moved by Mr. Prescott of Boston, and an amendment moved by Mr. Bryan of Westfield, were adopted, and the bill was passed to be engrossed as amended, and sent up for concurrence.

The Bill relative to the claim of Joshua B. Smith against the Commonwealth was further considered. An amendment moved by Mr. Bates of North Brookfield was adopted. Mr. Kelley of Cambridge moved to amend by substituting the "Resolve in relation to the claim of Joshua B. Smith" previously reported by the committee on Finance. After debate on this question the yeas and nays were ordered at the request of Mr. Jennings of Fall River; and, the roll being called, the resolve was substituted, passed to be engrossed, and sent up for concurrence by a vote of 83 yeas to 79 nays, as follows:—

## YEAS.

Messrs. Baker, John I.

Barrett, Richard.

Bartlett, Joseph F.

Bolles, Matthew.

Bond, George H.

Brown, Horace.

Brown, Luther J.

Clark, Joel C.

Clark, Lyman.

Clark, Wilder P.

Clarke, Henry S.

Clough, Benjamin.

Crocker, Charles T.

Crocker, Elisha, jun.

Crowley, Robert E.

Cummings, John W.

Messrs. Davis, Joseph W.

Dee, John H.

Donnell, Elbridge C.

Ferson, Charles H.

Fiske, Alonzo S.

Fitz Gerald, Thomas F.

Flood, John T.

Fuller, Henry W.

Glover, George D.

Hale, Edwin B.

Hill, Hamilton A.

Hoar, William M.

Howes, Thomas P.

James, John F.

Kelley, Joseph J.

Kimball, D. Smith.

|                                 |                                   |
|---------------------------------|-----------------------------------|
| <b>Messrs.</b> Ladd, Charles R. | <b>Messrs.</b> Pinkham, Daniel R. |
| Leonard, Marcus.                | Prescott, Charles J.              |
| Lewis, Bangs A.                 | Proctor, William P.               |
| Lincoln, Arthur.                | Reed, William, jun.               |
| Litchman, Charles H.            | Ricketts, William J.              |
| Livermore, Rufus.               | Robinson, Amasa C.                |
| Locke, James L.                 | Rockwell, Francis W.              |
| Lowther, George W.              | Rowe, Amos.                       |
| Lyon, William.                  | Savery, William.                  |
| Macomber, William P.            | Scott, Augustus E.                |
| Marsh, Edwin W.                 | Sherburne, John H.                |
| Maynard, Elisha B.              | Shipman, Jonathan E.              |
| McCafferty, Matthew J.          | Soule, Rufus A.                   |
| McCulloch, Leonard.             | Sowdon, Arthur J. C.              |
| McGeough, James A.              | Sparrow, James H.                 |
| McMahon, John F.                | Sweetser, John.                   |
| Montague, Royal M.              | Thayer, Edward F.                 |
| Nickerson, Richard E.           | Thomas, Edward I.                 |
| Norton, John B.                 | Trussell, Rufus.                  |
| Noyes, Charles J.               | Varnum, Leavitt R. J.             |
| O'Connor, Dennis.               | Warren, Orrin.                    |
| Paddack, Henry.                 | Webber, Alonzo C.                 |
| Paige, Lucius R.                | Whiting, Hiram.                   |
| Park, George W.                 | Wiggin, William H.                |
| Peck, Walter B.                 | Willis, George D.                 |
| Pickman, John J.                |                                   |

## NAYS.

|                                    |                                    |
|------------------------------------|------------------------------------|
| <b>Messrs.</b> Aldrich, Charles P. | <b>Messrs.</b> Dickinson, Ethan D. |
| Atkinson, Benjamin F.              | Emery, Levi.                       |
| Barrus, Alvan.                     | Fish, Isaiah.                      |
| Bates, Theodore C.                 | Foss, William A.                   |
| Beebe, Eleazer S.                  | Fowler, Francis E.                 |
| Beeching, Richard.                 | Gaylord, William M.                |
| Bennett, James W.                  | Graham, James B.                   |
| Bigelow, Francis.                  | Hall, Eben A.                      |
| Brackett, John Q. A.               | Harden, George P.                  |
| Bradstreet, Dudley.                | Hastings, Thomas J.                |
| Brigham, George O.                 | Hathaway, Judah.                   |
| Brown, William H.                  | Henry, Neil.                       |
| Bryan, James H.                    | Holmes, Horace M.                  |
| Burke, William J.                  | Hooper, John H.                    |
| Burr, Benjamin F.                  | Horton, Nathaniel A.               |
| Callender, Edward B.               | Hosmer, Frederick N.               |
| Carberry, William H.               | Humphrey, Robert.                  |
| Crosby, Isaac N.                   | Hyde, Henry D.                     |
| Crowell, Edward P.                 | Ingraham, William H.               |
| Day, Thomas H.                     | Jenkins, Edward J.                 |
| Desmond, Cornelius.                | Jennings, Andrew J.                |



Messrs. Johnson, Henry A.

Joyce, John.

Leary, Frank D.

Lincoln, Charles S.

Loring, Chauncy.

Lovell, Andrew.

Mellen, James H.

Morse, Leander B.

Nichols, Joseph J.

Paine, Samuel C.

Peabody, John W.

Pynchon, William.

Quigley, James L.

Randall, David.

Reed, John D.

Rice, J. M.

Rice, Leonard B.

Roach, Richard.

Russell, Solomon N.

Messrs. Russell, Thomas.

Sanders, William.

Sheldon, Henry S.

Smith, Joseph.

Spillane, Timothy B.

Stanley, John.

Stetson, George F.

Stone, Josiah F.

Stuart, William J.

Tucker, Payson E.

Tufts, Arthur W.

Van Deusen, Merritt.

Wadlin, Daniel H.

Walker, Joseph H.

Ware, Horace E.

Wilbur, Daniel.

Wiswell, Joseph.

Woodbury, George D.

Yeas, 83; nays, 79.

On this question Messrs. Howland of Plymouth, Wardwell of Peabody, Wonson of Gloucester, Hollis of Weymouth, Litchfield of South Scituate, Berry of Stoneham, Darby of North Adams, and Wentworth of Lynn, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Warren of Boston, O'Neil of Boston, Morton of Chicopee, Bennett of Boston, Hoyt of Bernardston, Daniels of Medway, Whitney of Stow, and Murray of Holyoke.

At 5.15 adjourned.

FRIDAY MORNING, April 18, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*St. Vincent de  
Paul Society.

By Mr. Noyes of Boston, a Bill to confirm the organization of the Society of St. Vincent de Paul of the city of Boston. Read, and referred, under suspension of the 20th joint Rule, to the committee on the Judiciary.

*Papers from the Senate.*

A Bill providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Records of  
attachments  
in Middlesex  
County.

The Bill to incorporate the Hoosac Tunnel Dock and Elevator Company, passed to be engrossed in concurrence by the House with certain amendments, and sent up for concurrence, came down with the indorsement that the Senate concurred in the amendment at [H], being the amendment to the title, also in the amendment at [A] with an amendment, and non-concurred in the remaining amendments, and appointed a committee of conference, consisting of Messrs. Winn, Burrage, and Norton. The House insisted on its amendments, and concurred in the request for a committee of conference; Messrs. Tucker of Boston, Hale of Cambridge, and Gaylord of Northampton, being appointed on its part. The bill was returned to the Senate indorsed accordingly.

Hoosac Tunnel  
and Dock  
Company.

The Senate Bill for the benefit of indigent soldiers and sailors, passed to be engrossed in concurrence by the House with certain amendments, and sent up for concurrence, came down with the indorsement that the Senate concurred in the amendment at [A] and in the amendment at [B] with amendments, and that it non-concurred in the amendment at [C]. The House receded from the amendment at [C], and concurred in the action of the Senate as to the other amendments, under suspension of the rule.

Indigent  
soldiers and  
sailors.

*Motion to Reconsider.*

Mr. Jennings of Fall River moved a reconsideration of the vote whereby the House yesterday passed to be engrossed the Resolve relative to the claim of Joshua B. Smith, and then moved that the consideration of the motion to reconsider be postponed until Monday next. After some debate, the previous question was ordered, and the motion to reconsider was lost by a vote of 75 to 95.

J. B. Smith.

*Bills Enacted.*

Engrossed bills:

To amend "An Act concerning the settlement of paupers;"

Bills enacted.

Concerning estates of insolvent debtors ; and

Fixing the salaries of county treasurers ;

(Which severally originated in the House) ;

To establish the salaries of the justices and clerks of the district and police courts in the county of Middlesex ;

To extend the time within which the Massachusetts Institute of Technology may erect buildings upon certain land in the city of Boston ;

To authorize the Worcester and Nashua Railroad Company to mortgage its road ; and

To establish the salaries of the justices and clerks of the district courts of the county of Plymouth ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

#### *Reports of Committees.*

Appropriation  
Bill No. 11.

By Mr. Clark of Winchendon, from the committee on Finance, that the Bill (recommitted) in addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes," ought to pass in a new draft with the same title. Read, and ordered to a second reading.

St. Vincent de  
Paul Society.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Bill (on leave) to confirm the organization of the Society of St. Vincent de Paul of the city of Boston ought to pass. Placed in the orders of the day for the afternoon for a second reading.

#### *Committee Appointed.*

Convict labor.

Under an order of the House adopted April 4, Messrs. Litchman of Marblehead, Hill of Boston, Mellen of Worcester, William Reed, jun., of Taunton, and Marsh of Quincy, were appointed a committee on the part of the House to sit during the recess, and investigate the subject of convict-labor.

#### *Orders of the Day.*

Orders of the  
day.

The Resolve in favor of the town of Watertown was, on motion of Mr. Bates of North Brookfield, laid on the table, pending the question on its rejection, as recommended by the committee on Finance.

The Bill relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts ; and

**Resolves:**

In favor of Sarah F. Lawrence ;

In favor of Caroline E. Caswell; and

Granting county taxes ;

Were severally read a second time, and ordered to a third reading.

**Bills:**

To provide for the appointment of a State librarian, and the reduction of expenses of the State library ;

To provide for the auditing of the accounts of county officers (amended on motion of Messrs. Walker of Worcester, and on motion of Mr. Hyde of Boston, by striking out section 4) ; and

To confirm the organization and doings of the Second Congregational Society in Westfield ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill in addition to " An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon," was read a third time, and passed to be engrossed in concurrence.

The Bill concerning accounts of savings banks was further considered, amended on motion of Mr. Bates of North Brookfield, passed to be engrossed, and sent up for concurrence.

The Bill to abolish the state detective force, and to provide for the licensing of private detectives, was further considered, amended, on motion of Mr. Noyes of Boston, by adding a new section to be numbered section 5, also, on motion of Mr. Lincoln of Hingham, passed to be engrossed, and sent up for concurrence.

The House receded from its amendment at [K] in the Bill to establish a board of commissioners of prisons, and concurred with the Senate in its amendments to other amendments adopted by the House ; and the bill was returned to the Senate indorsed accordingly.

At 12.40 the House adjourned.

## AFTERNOON SESSION.

*Order.*Amendment of  
rules.

On motion of Mr. Prescott of Boston, —

*Ordered*, That the committee on Rules and Orders consider the expediency of so amending the rules as to provide that all reports or other communications calling for the appropriation of money, either for general or special purposes, shall be first referred to the committee of the Legislature (if there be such committee) on such subject, for their consideration and recommendations, to be subsequently referred with such recommendations to the committee on Finance.

*Discharged from the Orders.*

County taxes.

On motion of Mr. Colburn of Leominster, the Resolve granting county taxes was discharged from the orders of the day. It was read a third time, and, pending the question on engrossment, was laid on the table on the further motion of the same gentleman.

*Reports of Committees.*

Clerks of courts.

By Mr. Brackett of Boston, from the committee on Retrenchment, on an order, a Bill relative to clerks of courts. [Messrs. Bishop and Dewey of the Senate dissenting, and recommending the adoption of a substitute bill with a similar title.] Read, and, under suspension of Rule No. 42, ordered to a second reading.

Records of  
attachments  
in Middlesex  
County.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the Senate Bill providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county ought to pass. Placed in the orders of the day for Monday for a second reading.

*Papers from the Senate.*Justices of  
peace to issue  
warrants.

The Senate Bill providing for the designation of certain justices of the peace to issue warrants, and to take bail, came down with the indorsement that the Senate non-concurred in the House amendment at [A], and concurred in the House amendment at [B] with an amendment. Under a suspension of the rules moved by Mr. Walker of Worcester, the House receded from its amendment at [A],

and concurred in the Senate amendment to the amendment at [B]. And the bill was returned to the Senate indorsed accordingly.

The Bill in relation to the stock of the New-York and New-England Railroad Company owned by the Commonwealth (substituted in the Senate for the report of the committee on Expenditures, inexpedient to legislate, on a communication from the Treasurer and an order relative to the sale or manner of sale of public securities), passed to be engrossed by the Senate, was read, and, on motion of Mr. Noyes of Boston, was postponed for further consideration until next Tuesday morning, to be placed first in the orders of the day.

New-York and  
New-England  
Railroad.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

To provide for the further protection of the town of Westfield from floods (which originated in the House);

In addition to "An Act to amend chapter 44 of the General Statutes in relation to the repair of highways, and remedies for injuries sustained thereon;" and

To amend chapter 71 of the Acts of the year 1879 in relation to the payment of debts by executors and administrators;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

Resolves  
passed.

In favor of Sarah F. Lawrence (which originated in the Senate); and

Authorizing the treasurer to borrow money in anticipation of the revenue (which originated in the House);

Were severally passed, signed, and sent to the Senate.

*Orders of the Day.*

The report of the committee on Taxation, inexpedient to legislate, on an order relative to the collection and assessment of taxes, was further considered. After extended debate, the pending motion of Mr. Hastings of Worcester, to amend by substituting a "Bill to regulate the assessment of taxes," was adopted, and, having been read once, it was ordered to a second reading.

Orders of the  
day.

The report of the committee on Retrenchment, inexpedient to legislate, on an order relative to reducing the

expenses of the charitable, reformatory, and penal institutions of the Commonwealth, was accepted, and sent up for concurrence.

The report of the committee on Retrenchment, inexpedient to legislate, on an order relative to amending section 27, chapter 156, of the General Statutes, relative to term-fees, was considered, and, pending a motion of Mr. Hastings of Worcester to amend by substituting a "Bill relating to costs in civil causes," was, on the further motion of the same gentleman, postponed for further consideration until next Tuesday.

**Bills:**

In addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions and for other purposes;" and

To confirm the organization of the Society of St. Vincent de Paul of the city of Boston;

Were severally read a second time, and ordered to a third reading. Subsequently, the orders of the day being laid on the table, they were severally read a third time under suspension of the rules, moved by Mr. Noyes of Boston, passed to be engrossed, and sent up for concurrence.

The Bill relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts, was read a third time, passed to be engrossed, and sent up for concurrence.

**Resolves:**

In favor of Sarah F. Lawrence; and

In favor of Caroline E. Caswell;

Were severally read a third time, and passed to be engrossed in concurrence.

At 5.20 adjourned.

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MONDAY, April 21, 1879.

Met according to adjournment.

Prayer was offered by the Rev. J. F. Morton of Newton.

*Papers from the Senate.*

Stony Brook.

A Bill for the improvement of Stony Brook by the city of Boston, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

A Bill relative to alteration of the crossing of Clayhill Street in Greenfield and the Troy and Greenfield and Connecticut-river Railroads (reported on petitions), passed to be engrossed by the Senate, was read, and referred under Rule 42 to the committee on Finance.

Clayhill-street crossing in Greenfield.

The Senate Bill concerning the examination of persons arrested on mesne process or execution and of judgment-debtors, passed to be engrossed in concurrence by the House, with certain amendments, and sent up for concurrence in said amendments, came down with the indorsement thereon that the Senate non-concurred. On motion of Mr. Sherburne of Boston, the House insisted, and asked for a committee of conference; and Messrs. Sherburne of Boston, Callender of Boston, and Hale of Cambridge, were appointed on its part. Sent up for concurrence.

Arrest of persons on mesne process.

Notice was received from the Senate that the House "Bill in relation to criminal prosecutions" had been rejected by that branch.

Criminal prosecutions.

### *Reports of Committees.*

By Mr. Scott of Lexington, from the committee of Conference on the matters of difference between the two branches in relation to the "Bill relating to the municipal court of the city of Boston," recommending that the Senate recede from its amendments at [B], [C], and [D], and that the House concur in the Senate amendments at [A] and [E].

Boston municipal court.

By the same gentleman, from the committee of Conference on the matters of difference between the two branches in relation to the House "Bill in addition to the acts establishing the several municipal courts in the city of Boston and the police court of the city of Chelsea," recommending that the House concur in the amendments adopted by the Senate.

Boston municipal courts and Chelsea police court.

By Mr. Prescott of Boston, from the committee of Conference on the matter of difference between the two branches in relation to the House "Bill to create a state board of health, lunacy, and charity," recommending that the Senate recede from its amendment, striking out of the House amendment at [A] the words "with its opinion as to the necessity or expediency of appropriations in accordance with said estimates," and that said words be retained with the addition of the following words at the

State board of health, lunacy, and charity.



end thereof: "But this provision shall not apply to estimates for the ordinary expenses of lunatic-hospitals ;"

Severally read, accepted under suspension of the rule, and sent up for concurrence.

*Resolve Passed.*

Resolve passed.

An engrossed Resolve in favor of Caroline E. Caswell (which originated in the Senate) was passed, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the day.

The Bill to preserve the purity of elections (amended on motion of Mr. Sanders of New Bedford by inserting a new section in place of section 1) ; and the

Resolve in relation to repairs on the State House ;

Were severally read a third time, and passed to be engrossed in concurrence ; the bill being sent up for concurrence in the amendment adopted by the House.

The Bill relating to the publication of the decisions of the supreme judicial court was read a third time, passed to be engrossed, and sent up for concurrence.

Bills :

Relating to the probate offices of the several counties ; and

Providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county ;

Were severally read a second time, and ordered to a third reading.

The Bill fixing the salaries of the judges, registers, and assistant registers of probate and insolvency, was read a second time, and ordered to a third reading.

The Bill to regulate the assessment of taxes was read a second time, and considered. Mr. Jenkins of Boston raised the following point of order :—

Point of order.

"A few weeks ago the House considered and passed a bill printed as House Doc. No. 85 to amend the General Statutes, chapter 11, section 18, by adding, 'They shall assess each of said taxes separately, and shall cause to be specified in each tax-bill the state, county, and town, or city taxes separately.'

"The present bill allows any one desiring to have his taxes divided to do so under certain conditions : this provision for a division is the only change from the present

law, and is identical with the object of House Doc. No. 85. Cushing, section 2313, says that 'no question can be a second time moved, upon which the judgment of the House has already been expressed.'

"If it be contended that the terms of this new bill leaving out the proviso are different from No. 85, Cushing also says in the same section, that 'no two resolutions, nor any two bills, contradictory to each other, can be passed at the same session.' This new bill cannot properly be considered by the House. Cushing, section 2323, says, 'When a bill has been passed in one branch, the rule is equally peremptory that no similar bill can be afterwards introduced.'

"If it be said that the objection should have been taken before, we read in Cushing, section 2331: 'When, in the course of the proceedings upon a bill, it becomes apparent that its further progress would be inconsistent with the orders of the House, the bill must be abandoned.' Until a bill has actually been passed, the defect in its form, substance, or manner of introduction, is still liable to be detected, and open to objection. It is common sense to hold that time should be given for members to examine bills, and compare them with the previous work of the session. This cannot be done until the second reading, and hence a reasonable chance should be given to objectors, if the objections be sound and sufficient in themselves."

The Speaker made the following ruling:—

Ruling by the  
Speaker.

"A short time ago the House passed a bill, printed as House Doc. No. 85, to amend General Statutes, chapter 11, section 18, by adding, 'They shall assess each of said taxes separately, and shall cause to be specified in each tax-bill the state, county, and town, or city taxes separately;' which bill was subsequently rejected in the Senate. The bill under consideration contains a provision that any person may have his taxes divided upon request, and may pay and have a receipt for either part.

"The Chair understands the gentleman from Boston, Mr. Jenkins, to claim that the two bills must be regarded as identical substantially, or else as contradictory; and that, in either aspect, the judgment of the House having been passed upon the former, the latter cannot be considered. In support of his view he cites the statements from Cushing's Manual, section 2313, that 'no question can be moved a second time upon which the judgment of the House has already been expressed;' and 'no two resolu-

tions, nor any two bills, contradictory to each other, can be passed at the same session.' A comparison of the two bills does not, in the judgment of the Chair, sustain the conclusion that the bills are either identical or contradictory in such sense as to sustain an objection made in the form of a point of order. Cushing says in section 2321, 'But a new bill which really presents a different question, or the same question in a modified form, however slight the difference or modification may be, is not objectionable in point of order.' The gentleman also read from Cushing, section 2323, 'When a bill has been passed in one branch, the rule is equally peremptory that no similar bill can be afterwards introduced.' If he had continued, he would have read in the next sentence, that 'in practice, however, when it has been ascertained that a bill which has been passed in one house, and sent to the other, is there unacceptable in some particulars, a new bill may be introduced and passed in the house in which it originated, with such variations from the first bill as to make it acceptable to the other house.' Admitting that the provisions of the two bills referred to are intended for the same purpose, 'they nevertheless,' in the judgment of the Chair, 'differ so essentially in the mode and means by which that purpose is to be effected, as to be in substance different bills' (Cushing, section 2311).

"But, if it were otherwise, the Chair is of opinion that the point of order is not reasonably raised. It is true that the question is upon ordering to a third reading, and that, under the decisions of the present and preceding occupants of the chair, objections of similar character have been entertained at that stage. The reason for those decisions is well stated by the gentleman himself; and it is in brief, that usually there is not sufficient opportunity for members to examine and ascertain the existence of such objections until the second reading of a bill. The present case does not come within the reason of the rule. To explain clearly it is necessary to state briefly the history of the bill now under consideration. On the fourteenth day of February Mr. Hyde of Boston introduced a general order relative to the assessment and collection of taxes, directed to the committee on Taxation. This order was adopted under suspension of the 20th joint Rule, by the House on the 14th, and by the Senate on the 17th, of February.

"On the 5th of March the committee reported in the House that it was inexpedient to legislate. This report

was tabled, and no definite action taken upon it until April 17, when it was placed in the orders of the day, and a substitute bill (the bill in question) moved by Mr. Hastings, and printed as House Doc. No. 357. On the 18th of April, after full discussion, without any objection upon questions of order, the House by its own act substituted the bill in question for the report of the committee. It is clear that the bill was before the House for its consideration when moved as a substitute; that then and there was opportunity for members to examine it, and raise any question of order they chose: but after it had been discussed, and adopted by a deliberate vote of the House as an amendment to the report of the committee, it was too late to object that it could not be regularly considered. Even before an amendment had been voted upon, Mr. Speaker Sanford ruled in 1874 (see House Journal, 1874, p. 367), 'that, whether the point might have been well taken when the amendment was proposed or not, it was too late to raise the question after the consideration of the amendment had occupied the attention of the House a portion of two sessions.' This decision is in accordance with the language used by Mr. Speaker Jewell (House Journal, 1870, p. 477), and was recognized and re-affirmed in the ruling of the Chair (Mr. Speaker Long) in 1877 (see House Journal, 1877, p. 464), which was made after extended debate, and upon a question of great prominence.

"The Chair, therefore, while adhering to the judgment expressed upon the merits of the objection raised by the gentleman from Boston, rules that the point of order is taken too late in the history of the bill, and cannot be entertained by the Chair, and that the bill is regularly before the House."

Pending the consideration of amendments moved by Messrs. Baker of Beverly, McGeough of Boston, Ranlett of Newton, Kelley of Cambridge, Bennett of Boston, Ladd of Springfield, Tucker of Boston, Whitney of Stow, Russell of Boston, Jenkins of Boston, Mellen of Worcester, and Barrus of Goshen, the further consideration of the subject was postponed until Wednesday morning, and the bill was placed first in the orders for that day, the main question being on ordering to a third reading.

At 5.15 adjourned.

TUESDAY MORNING, April 22, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Barnstable-  
county Judge  
and Register of  
Probate.

By Mr. Baker of Beverly, petition of Nathaniel Hinkley relative to the salaries of the judge and register of probate in the county of Barnstable. On motion of Mr. Baker it was ordered to be printed, and placed on file.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To provide a remedy for persons having claims against the Commonwealth; and

Providing for the designation of certain justices of the peace to issue warrants, and take bail;

(Which severally originated in the House); and

For the benefit of indigent soldiers and sailors (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

The Bill providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county was read a third time, and passed to be engrossed in concurrence.

The Bill in relation to the stock of the New-York and New-England Railroad Company owned by the Commonwealth was read a second time, and considered, Mr. Jennings of Fall River in the chair. On motion of Mr. Noyes of Boston, the rule limiting debate was suspended; and pending a motion of the same gentleman to amend by substituting a "Bill in relation to the stock of the New-York and New-England Railroad Company," and a motion of Mr. Wade of Newton to amend the substitute bill offered by Mr. Noyes, and pending the question on ordering to a third reading, the House

At 12.28 adjourned.

## AFTERNOON SESSION.

*Paper from the Senate.*

The House Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners came down, passed to be engrossed in concurrence, with amendments striking out all after the enacting clause, and inserting substantially the provisions of a bill which is printed as House Doc. No. 285, and which was moved by Mr. Noyes of Boston, in the House, as a substitute for the bill which was reported by the committee. The title was also amended by the Senate to read "Bill to establish a board of harbor and land commissioners."

Land, Harbor,  
and Railroad  
Commissioners.

The amendments were placed in the orders of the day for to-morrow.

*Reports of Committees.*

By Mr. Ladd of Springfield, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill to authorize a change of location of the State Industrial School for Girls, from Lancaster to Bridgewater, and for other purposes. Read, and referred, under suspension of the rule, to the committee on Public Charitable Institutions, and sent up for concurrence.

State Industrial  
School.

By the same gentleman, from the committee on Finance, that the Senate Bill relative to alteration of the crossing of Clayhill Street in Greenfield, and the Troy and Greenfield and Connecticut-river railroads, ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Clayhill-street  
crossing in  
Greenfield.

By Mr. Rice of Worcester, from the committee on Railroads, on a bill introduced on leave in the Senate, a Bill to authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property. Read, and ordered to a second reading.

Boston, Barre,  
and Gardner  
Railroad.

*Resolve Passed.*

An engrossed Resolve in relation to repairs on the State House (which originated in the Senate) was passed, signed, and sent to the Senate.

Resolve passed.

TUESDAY MORNING, April 22, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Barnstable-  
county Judge  
and Register of  
Probate.

By Mr. Baker of Beverly, petition of Nathaniel Hinkley relative to the salaries of the judge and register of probate in the county of Barnstable. On motion of Mr. Baker it was ordered to be printed, and placed on file.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To provide a remedy for persons having claims against the Commonwealth; and

Providing for the designation of certain justices of the peace to issue warrants, and take bail;

(Which severally originated in the House); and

For the benefit of indigent soldiers and sailors (which originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

The Bill providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county was read a third time, and passed to be engrossed in concurrence.

The Bill in relation to the stock of the New-York and New-England Railroad Company owned by the Commonwealth was read a second time, and considered, Mr. Jennings of Fall River in the chair. On motion of Mr. Noyes of Boston, the rule limiting debate was suspended; and pending a motion of the same gentleman to amend by substituting a "Bill in relation to the stock of the New-York and New-England Railroad Company," and a motion of Mr. Wade of Newton to amend the substitute bill offered by Mr. Noyes, and pending the question on ordering to a third reading, the House

At 12.28 adjourned.

## AFTERNOON SESSION.

*Paper from the Senate.*

The House Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners came down, passed to be engrossed in concurrence, with amendments striking out all after the enacting clause, and inserting substantially the provisions of a bill which is printed as House Doc. No. 285, and which was moved by Mr. Noyes of Boston, in the House, as a substitute for the bill which was reported by the committee. The title was also amended by the Senate to read "Bill to establish a board of harbor and land commissioners."

Land, Harbor,  
and Railroad  
Commissioners.

The amendments were placed in the orders of the day for to-morrow.

*Reports of Committees.*

By Mr. Ladd of Springfield, from the committee on Retrenchment, on various matters relating to retrenchment, in part, a Bill to authorize a change of location of the State Industrial School for Girls, from Lancaster to Bridgewater, and for other purposes. Read, and referred, under suspension of the rule, to the committee on Public Charitable Institutions, and sent up for concurrence.

State Industrial  
School.

By the same gentleman, from the committee on Finance, that the Senate Bill relative to alteration of the crossing of Clayhill Street in Greenfield, and the Troy and Greenfield and Connecticut-river railroads, ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Clayhill-street  
crossing in  
Greenfield.

By Mr. Rice of Worcester, from the committee on Railroads, on a bill introduced on leave in the Senate, a Bill to authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property. Read, and ordered to a second reading.

Boston, Barre,  
and Gardner  
Railroad.

*Resolve Passed.*

An engrossed Resolve in relation to repairs on the State House (which originated in the Senate) was passed, signed, and sent to the Senate.

Resolve passed.



*Orders of the Day.*

Orders of the  
day.

The report of the committee on Retrenchment, inexpedient to legislate, on an order relative to amending section 27, chapter 156, of the General Statutes, relative to term-fees, was, on motion of Mr. Bennett of Boston, postponed for further consideration until to-morrow, pending the motion of Mr. Hastings of Worcester to amend by substituting a bill.

The Bill in relation to the stock of the New-York and New-England Railroad Company owned by the Commonwealth was further considered, Mr. Jennings of Fall River in the chair. The pending amendment, moved by Mr. Wade of Newton, to the substitute bill moved by Mr. Noyes of Boston, was adopted, and, after debate, the bill as amended was substituted, and ordered to a third reading. Subsequently, the orders of the day being laid on the table, on motion of Mr. Litchman of Marblehead the rule was suspended, and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relative to clerks of courts was read a second time, and considered. Amendments moved by Mr. Bennett of Boston were adopted, and further amendments were moved by Messrs. McCafferty of Worcester, and Fuller of Boston. Pending these amendments, and the question on ordering the bill to a third reading,

At 5.10 adjourned.

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WEDNESDAY MORNING, April 23, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Prison Com-  
missioners.

A Resolve assigning rooms for the use of the prison commissioners, introduced on leave in the Senate, was read, and referred in concurrence, under suspension of the 20th joint Rule, to the committee on the State House.

Deputy Tax-  
Commissioner.

The report of the committee of Conference, on the matter of difference between the two branches in relation to the Bill to fix the salaries of the deputy tax-commissioner and commissioner of corporations, and the persons employed in his department, that they are unable to agree,

and asking to be discharged from further consideration of the same, accepted by the Senate, was read, and accepted in concurrence, under suspension of the rule.

The Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors came down, passed to be engrossed in concurrence, with an amendment inserting a new section, to be numbered section 3. Placed in the orders of the day for the afternoon, the question being on concurring with the Senate in the amendment.

"Civil damage" Bill.

#### *Discharged from the Orders.*

On motion of Mr. Hyde of Boston, the Bill to regulate the assessment of taxes was discharged from the orders of the day, and pending a motion of the same gentleman to amend by substituting a bill with the same title, and pending the question on ordering to a third reading, was, on his further motion, postponed for further consideration until the afternoon.

Assessment of taxes.

#### *Bills Enacted.*

Engrossed bills:

Bills enacted.

Concerning the Massachusetts Agricultural College;

Relating to the municipal court of the city of Boston;

Relative to auditing the accounts of the county of Suffolk; and

In relation to the Massachusetts Central Railroad Company;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

#### *Orders of the Day.*

The Bill relative to clerks of courts was further considered. The pending amendments moved by Messrs. McCafferty of Worcester, except one, and that moved by Mr. Fuller of Boston, were rejected. Amendments moved by Messrs. Hyde of Boston, and Cummings of Fall River, were adopted; and the bill as amended was ordered to a third reading.

Orders of the day.

The report of the committee on Retrenchment, inexpedient to legislate, on an order relative to amending section 27, chapter 156, of the General Statutes, relative to term-fees, was considered. The pending motion of Mr. Hastings of Worcester, to amend by substituting a "Bill

relating to costs in civil causes," was adopted ; and the bill, having been read once, was ordered to a second reading.

**Bills :**

Fixing the salaries of the judges, registers, and assistant registers of probate and insolvency ; and

Relating to the probate officers of the several counties ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

To authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property ; and

Relative to alteration of the crossing of Clayhill Street in Greenfield, and the Troy and Greenfield and Connecticut-river Railroads (amended on motion of Mr. Donnell of Chelsea) ;

Were severally read a second time, and ordered to a third reading.

After debate, the House, on motion of Mr. Clark of Petersham, concurred in the Senate amendments to the House Bill to transfer the duties and powers of the board of harbor commissioners and the board of land commissioners to the board of railroad commissioners, by a vote of 105 yeas to 89 nays ; the yeas and nays having been ordered at the request of Mr. Litchman of Marblehead. The roll being called, the vote was as follows : —

**YEAS.**

**Messrs. Adams, Albert S.**

Ames, Azel, jun.  
Barnard, Abner.  
Barrett, Richard.  
Bartlett, Charles R.  
Bennett, James W.  
Berry, John F.  
Blake, J. Albert.  
Bolles, Matthew.  
Bond, George H.  
Bradstreet, Dudley.  
Brooks, William A.  
Brown, Luther J.  
Bulloch, Andrew.  
Clark, Joel C.  
Clark, Lyman.  
Clark, Wilder P.  
Clarke, Henry S.  
Clough, Benjamin.

**Messrs. Colburn, George F.**

Crocker, Charles T.  
Crowley, Robert E.  
Cummings, John W.  
Cushing, Matthew H.  
Darby, William F.  
Davis, Joseph W.  
Dee, John H.  
Donnell, Elbridge C.  
Ferson, Charles H.  
Fish, Isaiah.  
Fiske, Alonzo S.  
Flood, John T.  
Fuller, Henry W.  
Glines, Jacob T.  
Glover, George D.  
Hall, Eben A.  
Harden, George P.  
Hart, John W.

**Messrs.** Hathaway, Judah.  
 Henry, Neil.  
 Hill, Hamilton A.  
 Hoar, William M.  
 Holbrook, Jonathan.  
 Hooper, John H.  
 Howes, Thomas P.  
 Howland, Charles H.  
 Hoyt, Richard H.  
 Ingraham, William H.  
 Johnson, Henry A.  
 Keough, Thomas L.  
 Kimball, Albert.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Lewis, Bangs A.  
 Lincoln, Arthur.  
 Lincoln, Charles S.  
 Livermore, Rufus.  
 Locke, James L.  
 Loring, Chauncy.  
 Lovell, Andrew.  
 Lowther, George W.  
 Macomber, William P.  
 Magee, James P.  
 Mather, Benjamin F., jun.  
 McCulloch, Leonard.  
 McMahon, John F.  
 Morton, Elbridge G., jun.  
 Morton, Frank H.  
 Moulton, Jesse.  
 Nickerson, Richard E.  
 Norton, John B.  
 Noyes, Charles J.

**Messrs.** O'Connor, Dennis.  
 Park, George W.  
 Powers, Henry W.  
 Pratt, Edwin B.  
 Prescott, Charles J.  
 Pynchon, William.  
 Quigley, James L.  
 Ranlett, Charles E.  
 Rockwell, Francis W.  
 Rowe, Amos.  
 Sanders, William.  
 Scott, Augustus E.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Smith, Rufus.  
 Soule, Rufus A.  
 Sowdon, Arthur J. C.  
 Stone, Josiah F.  
 Sweetser, John.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thomas, Edward I.  
 Trussell, Rufus.  
 Ware, Horace E.  
 Warren, Alonzo.  
 Warren, Orrin.  
 Webster, Abel.  
 Whiting, Hiram.  
 Whittemore, Jonathan.  
 Wiggin, William H.  
 Willis, George D.  
 Wiswell, Joseph.  
 Wright, Francis W.

**NAYS.**

**Messrs.** Aldrich, Charles P.  
 Baker, John I.  
 Barrus, Alvan.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, Joseph.  
 Bigelow, Francis.  
 Brackett, John Q. A.  
 Brigham, George O.  
 Brown, Horace.  
 Brown, William H.

**Messrs.** Bryan, James H.  
 Burr, Benjamin F.  
 Carberry, William H.  
 Coggin, William S.  
 Crosby, Isaac N.  
 Crowley, Jeremiah J.  
 Daniels, Elijah B.  
 Darling, Homer W.  
 Day, Thomas H.  
 Dickinson, Ethan D.  
 Emery, Levi.  
 Foss, William A.  
 Fowler, Francis E.

Messrs. Frye, Newton P.  
 Gaylord, William M.  
 Graham, James B.  
 Hastings, Thomas J.  
 Hines, Francis E.  
 Holmes, Horace M.  
 Hosmer, Frederick N.  
 Humphrey, Robert.  
 Hyde, Henry D.  
 James, John F.  
 Joyce, John.  
 Kelley, Joseph J.  
 Kimball, D. Smith.  
 Ladd, Charles R.  
 Leonard, Marcus.  
 Levy, Samson.  
 Litchman, Charles H.  
 Lyon, William.  
 Marsh, Edwin W.  
 Mellen, James H.  
 Monroe, Alfred C.  
 Montague, Royal M.  
 Mooney, Daniel S.  
 Murray, Joseph.  
 Nichols, Joseph J.  
 O'Neil, Joseph H.  
 Paige, Lucius R.  
 Paine, Samuel C.  
 Peabody, John W.  
 Peck, Walter B.  
 Pickman, John J.  
 Pinkham, Daniel R.

Messrs. Proctor, William P.  
 Reed, John D.  
 Rice, Leonard B.  
 Rich, Stephen.  
 Ricketts, William J.  
 Roach, Richard.  
 Robinson, Amasa C.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sampson, George T.  
 Sheldon, Henry S.  
 Shipman, Jonathan E.  
 Smith, Elizur.  
 Smith, Joseph.  
 Smith, Maloy J.  
 Smyth, William A. S.  
 Sparrow, James H.  
 Stanley, John.  
 Stetson, George F.  
 Stuart, William J.  
 Thayer, Tyler.  
 Tucker, Payson E.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Wadlin, Daniel H.  
 Walker, Joseph H.  
 Webber, Alonzo C.  
 Wentworth, Charles A.  
 Witherell, William D.  
 Wood, David F.  
 Woodbury, George D.

Yeas, 105 ; nays, 89.

On this question Messrs. Randall of Waltham, and Rice of Worcester, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Atkinson of Newburyport, and Spillane of Boston.

At 12.40 adjourned.

#### AFTERNOON SESSION.

##### *Papers from the Senate.*

Troy and Green-  
 field Railroad  
 and Tunnel.

The Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel (reported in part on a petition of Edward Hamilton, on the report of the manager of the Troy and

Greenfield Railroad and Hoosac Tunnel, and a portion of the Governor's address), passed to be engrossed by the Senate, was read, and, under Rule 42, referred to the committee on Finance.

The Bill to extend the time within which the capital stock of the Fidelity Assurance Company of Massachusetts may be paid in (reported on a bill introduced on leave in the Senate) was placed in the orders of the day for to-morrow for a second reading.

Fidelity Assurance Company.

#### Bills:

To amend chapter 99 of the Acts of the year 1875 to regulate the sale of intoxicating liquors (reported on a petition); and

Women voting on liquor licenses.

To amend "An Act in relation to the transportation of intoxicating liquors in violation of law" (substituted in the Senate for the report, leave to withdraw, on the petition of Lucian Drury and others);

Transportation of liquor.

Severally passed to be engrossed by the Senate, were read, and ordered to a second reading.

The House Bill to abolish the state detective force, and to provide for the licensing of private detectives, came down, passed to be engrossed in concurrence, with an amendment striking out all but the enacting clause, and inserting therefor a bill previously passed to be engrossed by that branch. Referred, under the rule, to the committee on the Judiciary.

State detectives.

The House Bill relative to capitalizing the indebtedness of bankrupt and insolvent corporations came down, passed to be engrossed in concurrence, with an amendment, which was referred, under the rule, to the committee on the Judiciary.

Bankrupt corporations.

The Bill relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts, came down, passed to be engrossed in concurrence, with an amendment. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendment.

Clerks and constables.

The House Bill to abolish the office of inspector and assayer of liquors came down, passed to be engrossed in concurrence by that branch, with amendments striking out all after the enacting clause, and inserting new sections providing that the salary of the inspector and assayer of liquors shall be five hundred dollars, and that the title

Inspector of liquors.

shall be "Bill fixing the salary of the inspector and assayer of liquors." Placed in the orders of the day for to-morrow, the question being on concurring in the Senate amendments.

County Commissioners.

The House Bill fixing the salaries of county commissioners came down from the Senate, passed to be engrossed in concurrence, with certain amendments, in which the House non-concurred under suspension of the rule on motion of Mr. Bates of North Brookfield, and asked for a committee of conference; and Messrs. Bates of North Brookfield, Stanley of Attleborough, and Fitz Gerald of Boston, were appointed on the part of the House. Sent up for concurrence.

Purity of elections.

The Senate Bill to preserve the purity of elections, passed to be engrossed by the House with an amendment, and sent up for concurrence in the amendment, came down from the Senate with the indorsement that the Senate non-concurred. The House insisted on its amendment, and asked for a committee of conference; and Messrs. Fuller of Boston, Sanders of New Bedford, and Cummings of Fall River, were appointed on its part, and the bill was returned to the Senate endorsed accordingly.

*Taken from the Table.*

Railroad Commissioners.

On motion of Mr. Baker of Beverly, that gentleman's motion to reconsider the vote whereby the report of the committee on Retrenchment, inexpedient to legislate, on an order relative to the number and pay of the railroad commissioners, and the duties of the clerk and accountant of the board, was accepted, was taken from the table, and placed in the orders of the day for to-morrow.

Watertown.

On motion of Mr. Bates of North Brookfield, the Resolve in favor of the town of Watertown was taken from the table, and placed in the orders of the day for to-morrow, the question being on its rejection as recommended by the committee on Finance.

County taxes.

On motion of Mr. Fuller of Boston, the Resolve granting county taxes was taken from the table, and placed in the orders of the day for to-morrow, the question being on its engrossment.

Duties of the Railroad Commissioners.

On motion of Mr. Baker of Beverly, the Resolve directing the board of railroad commissioners to report to the next Legislature certain facts in relation to the duties and

proper apportionment of the expenses of said board was taken from the table, and considered; and the resolve was refused a third reading.

*Bills Enacted, and Resolves Passed.*

Engrossed bills:

Bills enacted.

To amend chapter 233 of the Acts of the year 1871 relating to the acquiring of land for light-houses by the United States;

To provide for certain returns to be made by water-boards, water-commissioners, and water-companies;

In addition to the acts establishing the several municipal courts in the city of Boston, and the police court of the city of Chelsea; and

Fixing the salaries of sheriffs;

(Which severally originated in the House);

To create a state board of health, lunacy, and charity;

Providing for the transfer of records of attachments from the clerk's office in the county of Middlesex to the registry of deeds in said county; and

In relation to the stock of the New-York and New-England Railroad Company owned by the Commonwealth;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

Resolves passed.

In relation to the Commonwealth flats at South Boston; and

Relating to the survey of Indian lands at Gay Head;

(Which severally originated in the House);

Were severally passed, signed, and sent to the Senate.

*Discharged from the Orders.*

On motion of Mr. Pinkham of Lynn, the Bill to regulate the assessment of taxes was discharged from the orders of the day, and pending several amendments moved by various gentlemen, and pending the question on ordering to a third reading, was, on motion of the same gentleman, postponed for further consideration until to-morrow.

Assessment of taxes.

*Conference Committee Appointed.*

On motion of Mr. Brackett of Boston, the House asked for a new committee of Conference on the matters of

Tax-Commissioners.



difference between the two branches, on the Bill to fix the salaries of the deputy tax-commissioner, and commissioner of corporations, and the persons employed in his department; and Messrs. Aldrich of Deerfield, Graham of Boston, and Bartlett of Montague, were appointed on the part of the House. Sent up for concurrence.

Orders of the  
day.

*Orders of the Day.*

**Bills:**

Relative to clerks of courts; and

To authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Bill relative to alteration of the crossing of Clay-hill Street in Greenfield, and the Troy and Greenfield and Connecticut-river Railroads, was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in an amendment adopted by the House.

The Bill relating to costs in civil causes was read a second time, and ordered to a third reading. Subsequently, on motion of Mr. Hale of Cambridge, the rule was suspended, and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

The House concurred in the Senate amendments to the House Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors.

At 3.30 adjourned.

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THURSDAY MORNING, April 24, 1879.

Met according to adjournment.

Prayer was offered by Mr. Litchfield of South Scituate, a member of the House.

*Orders.*

C. S. Lincoln  
and J. M. Rice.

On motion of Mr. Lowther of Boston, —

*Ordered,* That the committee on the Pay-Roll be authorized to make up the pay of Mr. Charles S. Lincoln of Somerville, and Mr. J. M. Rice of Worcester, to the amount as for services for the full session.

On motion of the same gentleman, —

Pay-roll.

*Ordered*, That the committee on Pay-Roll make up the pay-roll for the compensation of members for attendance during the present session of the Legislature; also the travel, to be computed according to the table of distance established by order of the House of Representatives, adopted Feb. 4, 1869.

*Papers from the Senate.*

The Bill to promote economy and uniformity in the records of the supreme judicial court and the superior court came down, passed to be engrossed in concurrence, with certain amendments, one of which was to strike out the words "economy and" in the title. The House concurred, under suspension of the rule.

Records of  
supreme and  
superior courts.

Notice was received from the Senate of the rejection by that branch of the House bills:

To amend chapter 68 of the Acts of the year 1875, relative to bonds to dissolve attachments and in writs of review;

Bonds to  
dissolve attach-  
ments.

In relation to the taxation of deposits in savings banks; and the

Taxation of  
savings banks.

House resolve in relation to the claim of Joshua B. Smith; also the

J. B. Smith.

House order relative to preaching the election-sermon in the hall of the House of Representatives.

Election-  
sermon.

*Reports of Committees.*

By Mr. Fitz Gerald of Boston, from the committee on Finance, inexpedient to legislate, on an order relative to providing by law that the financial year of the Commonwealth shall close on the thirtieth day of September instead of the thirty-first day of December. Read, and accepted under suspension of the rule.

The financial  
year.

By Mr. Rockwell of Pittsfield, from the committee on the Judiciary, that the House concur in the Senate amendment to the House Bill relative to capitalizing the indebtedness of bankrupt and insolvent corporations. Read, and placed in the orders of the day for the afternoon.

Bankrupt cor-  
poration.

By Mr. Russell of Boston, from the same committee, that the House non-concur with the Senate in its amendments to the House Bill to abolish the State Detective Force, and to provide for the licensing of private detectives, and ask for a committee of conference. Read, and accepted under suspension of the rule; and Messrs. Noyes

State detectives.

of Boston, Russell of Boston, and Gaylord of Northampton were appointed on the part of the House. Sent up for concurrence.

*Bill Enacted.*

Bill enacted.

An engrossed Bill to establish a board of commissioners of prisons (which originated in the Senate) was passed to be enacted, signed, and sent to the Senate.

*Orders of the Day.*

Orders of the day.

The motion of Mr. Baker of Beverly, to reconsider the vote whereby the report of the committee on Retrenchment, inexpedient to legislate, on an order relative to the number and pay of the railroad commissioners, and the duties of the clerk and accountant of the board was accepted, was considered and adopted. Pending the recurring question on accepting the report, Mr. Baker moved to amend by substituting a "Bill to establish the salary of the clerk of the railroad commissioners, and to limit the compensation of their accountant." The amendment was adopted, and the bill was read, and under suspension of the rules, including rule 42, moved by the same gentleman, the orders of the day having been laid on the table, was read a second and a third time, passed to be engrossed, and sent up for concurrence.

The Resolve in favor of the town of Watertown was considered, and, pending the question on its rejection as recommended by the committee on Finance, was, on motion of Mr. Rockwell of Pittsfield, laid on the table.

The Resolve granting county taxes was considered, and, pending the question on engrossment, was, on motion of Mr. Colburn of Leominster, postponed for further consideration until to-morrow morning.

The House concurred in the Senate amendments to the Bill relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts; and the bill was returned to the Senate indorsed accordingly.

The Bill to extend the time within which the capital stock of the Fidelity Assurance Company of Massachusetts may be paid in was read a second time, and ordered to a third reading.

The Bill to regulate the assessment of taxes was further considered. All the pending amendments to the bill, except the substitute bills proposed by Mr. Hyde and Mr.

Jenkins of Boston, were rejected. An amendment to the title moved by Mr. McGeough of Boston was rejected. Mr. Hyde of Boston moved to amend the substitute bill proposed by him; and further amendments to the proposed substitute were also moved by Messrs. Robinson of Lynn and Clark of Petersham, pending which the further consideration of the subject was postponed until afternoon, on motion of Mr. Litchman of Marblehead.

At 12.30 adjourned.

#### AFTERNOON SESSION.

##### *Papers from the Senate.*

A Bill to amend chapter 102 of the Acts of the present year concerning pawnbrokers, passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary. Pawnbrokers.

A Bill to amend "An Act concerning the preparation, printing, and distribution of public documents" (reported on an order relative to making the report of the commissioners of prisons on the Reformatory Prison for Women a public document), passed to be engrossed by the Senate, was read, and referred, under the rule, to the committee on Finance. Public documents.

The Bill to fix the salaries of the justices of the superior court (reported, in part, on various matters relating to retrenchment), passed to be engrossed by the Senate, was read, and, under suspension of Rule 42, ordered to a second reading. Justices of the superior court.

The Bill to prevent the dangers and annoyances caused by the escape of steam from locomotives came down passed to be engrossed in concurrence with certain amendments, which were placed in the orders of the day for to-morrow. Steam-brakes.

The report of the committee of Conference on the matters of difference between the two branches on the several amendments to the Bill to incorporate the Hoosac-Tunnel Dock and Elevator Company, accepted by the Senate, was read, and placed in the orders of the day for to-morrow. Hoosac-Tunnel Dock and Elevator Company.

The Bill to provide for the auditing of the accounts of county officers came down passed to be engrossed in concurrence with certain amendments, which were placed in the orders of the day for to-morrow. Accounts of county officers.

C. J. Cox.

A Resolve (on leave) in favor of Charles J. Cox, taken from the Senate files of last year, was referred in concurrence to the committee on Claims.

*Bills Enacted.*

Bills enacted.

Engrossed bills:

To establish a board of harbor and land commissioners;  
To promote uniformity in the records of the supreme judicial court and the superior court;

Relative to the clerks, assistant clerks, and constables of the district, police, and municipal courts;

To confirm the organization and doings of the Second Congregational Society in Westfield; and

To authorize the trustees of the Methodist-Episcopal Church in Winchendon to convey their parsonage;

(Which severally originated in the House);

Relative to alteration of the crossing of Clay-Hill Street in Greenfield, and the Troy and Greenfield and Connecticut-river Railroads; and

To establish the compensation of the special justices of the police and district courts in the Commonwealth;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

*An Engrossed Bill.*

Civil damage Bill.

The Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors, reported by the committee on Engrossed Bills to be rightly and truly engrossed, came up for enactment. On motion of Mr. Jennings of Fall River, it was postponed, and placed first in the orders of the day for to-morrow morning.

*Orders of the Day.*

Orders of the day.

The House concurred in the Senate amendments to the House Bill relative to capitalizing the indebtedness of bankrupt and insolvent corporations, and the bill was returned to the Senate indorsed accordingly.

The Bill to regulate the assessment of taxes was further considered. An amendment, moved by Mr. Baker of Beverly, to strike out "shall" and insert "may" in section one, was rejected.

Mr. Litchman of Marblehead moved to strike out sections one and two, and insert a single section in place thereof, as follows:—

"SECTION 1. Assessors shall hereafter include in their assessment of taxes a statement of the proportion thereof covered by state, county, and town or city taxes respectively; and, upon the payment of either of these, a receipt therefor shall be given by the collector of taxes."

On this question the yeas and nays were ordered, on request of Mr. Mellen of Worcester; and, the roll being called, the amendment was lost by a vote of 53 yeas to 155 nays, as follows:—

## YEAS.

Messrs. Baker, John I.  
 Bryan, James H.  
 Burke, William J.  
 Carberry, William H.  
 Clark, Lyman.  
 Crowley, Jeremiah J.  
 Crowley, Robert E.  
 Cummings, John W.  
 Davis, Joseph W.  
 Day, Thomas H.  
 Dee, John H.  
 Desmond, Cornelius.  
 Everson, John W.  
 Flood, John T.  
 Foss, William A.  
 Graham, James B.  
 Henry, Neil.  
 Hines, Francis E.  
 Hoar, William M.  
 James, John F.  
 Jenkins, Edward J.  
 Joyce, John.  
 Kelley, Joseph J.  
 Keough, Thomas L.  
 Kimball, D. Smith.  
 Leary, Frank D.  
 Leonard, Marcus.

Messrs. Lincoln, Charles S.  
 Litchman, Charles H.  
 Lyon, William.  
 Maynard, Elisha B.  
 McCafferty, Matthew J.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahan, John F.  
 Mellen, James H.  
 Murphy, Patrick F.  
 Nichols, Joseph J.  
 Norton, John B.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Pinkham, Daniel R.  
 Proctor, William P.  
 Quigley, James L.  
 Rich, Stephen.  
 Roach, Richard.  
 Robinson, Amasa C.  
 Rowe, Amos.  
 Savery, William.  
 Seeley, Montessor S.  
 Soule, Rufus A.  
 Spillane, Timothy B.  
 Wentworth, Charles A.

## NAYS.

Messrs. Adams, Albert S.  
 Aldrich, Charles P.  
 Barnard, Abner.  
 Barrett, Richard.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.

Messrs. Beebe, Eleazer S.  
 Beeching, Richard.  
 Bennett, James W.  
 Bigelow, Francis.  
 Bolles, Matthew.  
 Bond, George H.  
 Brackett, John Q. A.  
 Bradstreet, Dudley.

|                            |                             |
|----------------------------|-----------------------------|
| Messrs. Brigham, George O. | Messrs. Jennings, Andrew J. |
| Brown, Horace.             | Johnson, Henry A.           |
| Brown, Luther J.           | Kimball, Albert.            |
| Brown, William H.          | Ladd, Charles R.            |
| Bulloch, Andrew.           | Lawrence, Sumner P.         |
| Burr, Benjamin F.          | Lawton, James M.            |
| Callender, Edward B.       | Lewis, Bangs A.             |
| Clark, Joel C.             | Lincoln, Arthur.            |
| Clark, Wilder P.           | Lincoln, Elmer.             |
| Clarke, Henry S.           | Livermore, Rufus.           |
| Clough, Benjamin.          | Locke, James L.             |
| Coggin, William S.         | Loring, Chauncy.            |
| Colburn, George F.         | Lovell, Andrew.             |
| Coleman, Lewis.            | Lowther, George W.          |
| Copeland, Henry.           | Macomber, William P.        |
| Crocker, Charles T.        | Marsh, Edwin W.             |
| Crosby, Isaac N.           | Mather, Benj. F., jun.      |
| Crowell, Edward P.         | McCulloch, Leonard.         |
| Cushing, Matthew H.        | Monroe, Alfred C.           |
| Damon, Samuel R.           | Montague, Royal M.          |
| Daniels, Elijah B.         | Morton, Elb'ge G., jun.     |
| Darby, William F.          | Morton, Frank H.            |
| Darling, Homer W.          | Moulton, Jesse.             |
| Dickinson, Ethan D.        | Murray, Joseph.             |
| Donnell, Elbridge C.       | Nickerson, Richard E.       |
| Eastabrooks, James E.      | Noyes, Charles J.           |
| Emery, Levi.               | Paige, Lucius R.            |
| Ferson, Charles H.         | Paine, Samuel C.            |
| Fish, Isaiah.              | Park, George W.             |
| Fiske, Alonzo S.           | Peabody, John W.            |
| Fowler, Francis E.         | Peck, Walter B.             |
| Frye, Newton P.            | Pickman, John J.            |
| Fuller, Henry W.           | Powers, Henry W.            |
| Glover, George D.          | Pratt, Edwin B.             |
| Hall, Eben A.              | Prescott, Charles J.        |
| Harden, George P.          | Pynchon, William.           |
| Hart, John W.              | Randall, David.             |
| Hartshorn, Calvin L.       | Ranlett, Charles E.         |
| Hastings, Thomas J.        | Reed, John D.               |
| Hathaway, Judah.           | Reed, William, jun.         |
| Hill, Hamilton A.          | Reynolds, Samuel M.         |
| Hollis, Freeman.           | Rice, J. M.                 |
| Hooper, John H.            | Ricketts, William J.        |
| Horton, Nathaniel A.       | Russell, Solomon N.         |
| Hosmer, Frederick N.       | Russell, Thomas.            |
| Howes, Thomas P.           | Sampson, George T.          |
| Hoyt, Richard H.           | Sanders, William.           |
| Humphrey, Robert.          | Sargent, Edmund P.          |
| Hyde, Henry D.             | Sheldon, Henry S.           |
| Ingraham, William H.       | Sherburne, John H.          |

|                        |                           |
|------------------------|---------------------------|
| Messrs. Smith, Elizur. | Messrs. Wadlin, Daniel H. |
| Smith, Joseph.         | Walker, Joseph H.         |
| Smith, Maloy J.        | Wardwell, Henry.          |
| Smyth, William A. S.   | Ware, Horace E.           |
| Sowdon, Arthur J. C.   | Warren, Alonzo.           |
| Sparrow, James H.      | Warren, Orrin.            |
| Stanley, John.         | Webber, Alonzo C.         |
| Stetson, George F.     | Webster, Abel.            |
| Stone, Josiah F.       | Whiting, Hiram.           |
| Stuart, William J.     | Whitney, Edwin.           |
| Sweetser, John.        | Whittemore, Jonathan.     |
| Thayer, Edward F.      | Wilde, Joseph D.          |
| Thayer, Tyler.         | Willis, George D.         |
| Thomas, Edward I.      | Wiswell, Joseph.          |
| Tilden, William S.     | Witherell, William D.     |
| Trussell, Rufus.       | Wonson, Charles H.        |
| Tucker, Payson E.      | Wood, David F.            |
| Tufts, Arthur W.       | Woodbury, George D.       |
| Van Deusen, Merritt.   | Wright, Francis W.        |
| Varnum, Leavitt R. J.  |                           |

Yeas, 53 ; nays, 155.

On this question Messrs. Fitz Gerald of Boston and Levy of Newburyport, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Hall of Greenfield and Brooks of Haverhill.

On the question of amending the substitute bill offered by Mr. Hyde of Boston, by substituting the bill moved by Mr. Jenkins of Boston, the yeas and nays were ordered on request of Mr. Jenkins; and, the roll being called, the amendment was rejected by a vote of 45 yeas and 156 nays, as follows:—

YEAS.

|                        |                        |
|------------------------|------------------------|
| Messrs. Baker, John I. | Messrs. Henry, Neil.   |
| Burke, William J.      | Hines, Francis E.      |
| Carberry, William H.   | Hoar, William M.       |
| Crowley, Jeremiah J.   | Jenkins, Edward J.     |
| Crowley, Robert E.     | Joyce, John.           |
| Cummings, John W.      | Kelley, Joseph J.      |
| Davis, Joseph W.       | Keough, Thomas L.      |
| Day, Thomas H.         | Kimball, D. Smith.     |
| Dee, John H.           | Leary, Frank D.        |
| Desmond, Cornelius.    | Leonard, Marcus.       |
| Fitz Gerald, Thomas F. | Litchman, Charles H.   |
| Flood, John T.         | Lyon, William.         |
| Foss, William A.       | Maynard, Elisha B.     |
| Graham, James B.       | McCafferty, Matthew J. |



|                                   |                                    |
|-----------------------------------|------------------------------------|
| <b>Messrs.</b> McGeough, James A. | <b>Messrs.</b> Proctor, William P. |
| McGlynn, Patrick M.               | Quigley, James L.                  |
| McMahon, John F.                  | Rich, Stephen.                     |
| Mellen, James H.                  | Roach, Richard.                    |
| Murphy, Patrick F.                | Robinson, Amasa C.                 |
| Nichols, Joseph J.                | Savery, William.                   |
| O'Connor, Dennis.                 | Spillane, Timothy B.               |
| O'Neil, Joseph H.                 | Wentworth, Charles A.              |
| Pinkham, Daniel R.                |                                    |

**NATS.**

|                                 |                                  |
|---------------------------------|----------------------------------|
| <b>Messrs.</b> Adams, Albert S. | <b>Messrs.</b> Darling, Homer W. |
| Aldrich, Charles P.             | Dickinson, Ethan D.              |
| Barnard, Abner.                 | Donnell, Elbridge C.             |
| Barrett, Richard.               | Eastabrooks, James E.            |
| Barrus, Alvan.                  | Emery, Levi.                     |
| Bartlett, Charles R.            | Ferson, Charles H.               |
| Bartlett, Joseph F.             | Fish, Isaiah.                    |
| Bates, Theodore C.              | Fiske, Alonzo S.                 |
| Beebe, Eleazer S.               | Fowler, Francis E.               |
| Beeching, Richard.              | Frye, Newton P.                  |
| Bennett, James W.               | Fuller, Henry W.                 |
| Bennett, Joseph.                | Glover, George D.                |
| Bigelow, Francis.               | Hale, Edwin B.                   |
| Bond, George H.                 | Hall, Eben A.                    |
| Brackett, John Q. A.            | Harden, George P.                |
| Bradstreet, Dudley.             | Hart, John W.                    |
| Brigham, George O.              | Hartshorn, Calvin L.             |
| Brown, Horace.                  | Hastings, Thomas J.              |
| Brown, Luther J.                | Hathaway, Judah.                 |
| Brown, William H.               | Hill, Hamilton A.                |
| Bulloch, Andrew.                | Hollis, Freeman.                 |
| Burr, Benjamin F.               | Hooper, John H.                  |
| Clark, Joel C.                  | Horton, Nathaniel A.             |
| Clark, Lyman.                   | Hosmer, Frederick N.             |
| Clark, Wilder P.                | Howes, Thomas P.                 |
| Clarke, Henry S.                | Hoyt, Richard H.                 |
| Coggin, William S.              | Humphrey, Robert.                |
| Colburn, George F.              | Hyde, Henry D.                   |
| Coleman, Lewis.                 | Ingraham, William H.             |
| Converse, Elisha S.             | Jennings, Andrew J.              |
| Copeland, Henry.                | Johnson, Henry A.                |
| Crocker, Charles T.             | Kimball, Albert.                 |
| Crosby, Isaac N.                | Ladd, Charles R.                 |
| Crowell, Edward P.              | Lawrence, Sumner P.              |
| Cushing, Matthew H.             | Lawton, James M.                 |
| Damon, Samuel R.                | Lewis, Bangs A.                  |
| Daniels, Elijah B.              | Lincoln, Arthur.                 |
| Darby, William F.               | Lincoln, Elmer.                  |

|                           |                            |
|---------------------------|----------------------------|
| Messrs. Locke, James L.   | Messrs. Scott, Augustus E. |
| Loring, Chauncy.          | Sheldon, Henry S.          |
| Lovell, Andrew.           | Sherburne, John H.         |
| Lowther, George W.        | Smith, Elizur.             |
| Macomber, William P.      | Smith, Joseph.             |
| Marsh, Edwin W.           | Smith, Maloy J.            |
| Mather, Benjamin F., jun. | Smyth, William A. S.       |
| McCulloch, Leonard.       | Soule, Rufus A.            |
| Monroe, Alfred C.         | Sowdon, Arthur J. C.       |
| Montague, Royal M.        | Sparrow, James H.          |
| Morton, Elbridge G., jun. | Stanley, John.             |
| Morton, Frank H.          | Stetson, George F.         |
| Moulton, Jesse.           | Stone, Josiah F.           |
| Murray, Joseph.           | Stuart, William J.         |
| Nickerson, Richard E.     | Sweetser, John.            |
| Norton, John B.           | Thayer, Edward F.          |
| Noyes, Charles J.         | Thayer, Tyler.             |
| Paige, Lucius R.          | Thomas, Edward I.          |
| Paine, Samuel C.          | Tilden, William S.         |
| Park, George W.           | Trussell, Rufus.           |
| Peabody, John W.          | Tucker, Payson E.          |
| Peck, Walter B.           | Tufts, Arthur W.           |
| Pickman, John J.          | Van Deusen, Merritt.       |
| Powers, Henry W.          | Varnum, Leavitt R. J.      |
| Pratt, Edwin B.           | Wadlin, Daniel H.          |
| Prescott, Charles J.      | Walker, Joseph H.          |
| Pynchon, William.         | Wardwell, Henry.           |
| Randall, David.           | Ware, Horace E.            |
| Ranlett, Charles E.       | Warren, Alonzo.            |
| Reed, John D.             | Warren, Orrin.             |
| Reed, William, jun.       | Webber, Alonzo C.          |
| Reynolds, Samuel M.       | Webster, Abel.             |
| Rice, J. M.               | Whiting, Hiram.            |
| Rice, Leonard B.          | Whitney, Edwin.            |
| Ricketts, William J.      | Wilde, Joseph D.           |
| Russell, Solomon N.       | Willis, George D.          |
| Russell, Thomas.          | Wiswell, Joseph.           |
| Sampson, George T.        | Wonson, Charles H.         |
| Sanders, William.         | Wood, David F.             |
| Sargent, Edmund P.        | Woodbury, George D.        |

Yeas, 45 ; nays, 156.

On this question Messrs. Levy of Newburyport, Rowe of Rockport, and James of Essex, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Brooks of Haverhill, Witherell of Norton, and Wright of Ashby.

Pending amendments to the substitute proposed by Mr. Hyde, moved by Messrs. Robinson of Lynn and Clark

of Petersham, were severally rejected, that moved by Mr. Adams of Amesbury was rejected, and those moved by Mr. Hyde were severally adopted.

The bill proposed by Mr. Hyde (printed as House Document No. 370) was then substituted, as amended, for the bill under consideration, and ordered to a third reading.

*The Orders Laid on the Table.*

Assessment of  
taxes.

On motion of Mr. Hyde of Boston, the orders of the day were laid on the table, and the bill took its third reading under suspension of the rule moved by him. On the question of engrossment the yeas and nays were ordered, on request of Mr. Prescott of Boston; and, the roll being called, the bill was passed to be engrossed, and sent up for concurrence, the vote being as follows:—

YEAS.

|                             |                             |
|-----------------------------|-----------------------------|
| Messrs. Aldrich, Charles P. | Messrs. Cushing, Matthew H. |
| Ames, Azel, jun.            | Daniels, Elijah B.          |
| Barrus, Alvan.              | Darby, William F.           |
| Bartlett, Charles R.        | Darling, Homer W.           |
| Bartlett, Joseph F.         | Dickinson, Ethan D.         |
| Bates, Theodore C.          | Donnell, Elbridge C.        |
| Beeching, Richard.          | Eastabrooks, James E.       |
| Bennett, James W.           | Emery, Levi.                |
| Bigelow, Francis.           | Ferson, Charles H.          |
| Bond, George H.             | Fish, Isaiah.               |
| Brackett, John Q. A.        | Fiske, Alonzo S.            |
| Bradstreet, Dudley.         | Fowler, Francis E.          |
| Brigham, George O.          | Frye, Newton P.             |
| Brown, Horace.              | Glover, George D.           |
| Brown, Luther J.            | Hale, Edwin B.              |
| Brown, William H.           | Harden, George P.           |
| Bulloch, Andrew.            | Hartshorn, Calvin L.        |
| Burr, Benjamin F.           | Hastings, Thomas J.         |
| Callender, Edward B.        | Hill, Hamilton A.           |
| Clark, Joel C.              | Hollis, Freeman.            |
| Clark, Lyman.               | Hooper, John H.             |
| Clark, Wilder P.            | Horton, Nathaniel A.        |
| Clarke, Henry S.            | Hosmer, Frederick N.        |
| Clough, Benjamin.           | Howes, Thomas P.            |
| Colburn, George F.          | Hoyt, Richard H.            |
| Coleman, Lewis.             | Humphrey, Robert.           |
| Crocker, Charles T.         | Hyde, Henry D.              |
| Crosby, Isaac N.            | Ingraham, William H.        |
| Crowell, Edward P.          | Jennings, Andrew J.         |

**Messrs. Johnson, Henry A.**

Kimball, Albert.  
Lawton, James M.  
Lewis, Bangs A.  
Lincoln, Arthur.  
Lincoln, Elmer.  
Livermore, Rufus.  
Loring, Chauncy.  
Lovell, Andrew.  
Lowther, George W.  
Macomber, William P.  
Marsh, Edwin W.  
McCulloch, Leonard.  
Monroe, Alfred C.  
Montague, Royal M.  
Morton, Elbridge G., jun.  
Morton, Frank H.  
Moulton, Jesse.  
Murray, Joseph.  
Nickerson, Richard E.  
Norton, John B.  
Noyes, Charles J.  
Paige, Lucius R.  
Paine, Samuel C.  
Peabody, John W.  
Peck, Walter B.  
Powers, Henry W.  
Pratt, Edwin B.  
Prescott, Charles J.  
Pyncheon, William.  
Randall, David.  
Reed, John D.  
Reed, William, jun.  
Reynolds, Samuel M.  
Ricketts, William J.

**Messrs. Russell, Solomon N.**

Russell, Thomas.  
Sampson, George T.  
Sanders, William.  
Scott, Augustus E.  
Sheldon, Henry S.  
Smith, Elizur.  
Smith, Joseph.  
Sowdon, Arthur J. C.  
Sparrow, James H.  
Stanley, John.  
Stetson, George F.  
Stone, Josiah F.  
Stuart, William J.  
Sweetser, John.  
Thayer, Edward F.  
Thomas, Edward I.  
Trussell, Rufus.  
Tucker, Payson E.  
Tufts, Arthur W.  
Van Deusen, Merritt.  
Varnum, Leavitt R. J.  
Walker, Joseph H.  
Ware, Horace E.  
Warren, Alonzo.  
Warren, Orrin.  
Webber, Alonzo C.  
Whiting, Hiram.  
Whitney, Edwin.  
Wilde, Joseph D.  
Willis, George D.  
Wiswell, Joseph.  
Wonson, Charles H.  
Wood, David F.  
Woodbury, George D.

**NATS.**

**Messrs. Baker, John I.**

Burke, William J.  
Carberry, William H.  
Crowley, Jeremiah J.  
Cummings, John W.  
Day, Thomas H.  
Dee, John H.  
Desmond, Cornelius.  
Fitz Gerald, Thomas F.  
Flood, John T.  
Foss, William A.  
Graham, James B.

**Messrs. Hines, Francis E.**

Hoar, William M.  
Jenkins, Edward J.  
Joyce, John.  
Kelley, Joseph J.  
Kimball, D. Smith.  
Leary, Frank D.  
Leonard, Marcus.  
Lincoln, Charles S.  
Litchman, Charles H.  
Locke, James L.  
Lyon, William.

|                            |                             |
|----------------------------|-----------------------------|
| Messrs. Maynard, Elisha B. | Messrs. Proctor, William P. |
| McCafferty, Matthew J.     | Quigley, James L.           |
| McGeough, James A.         | Rice, Leonard B.            |
| McGlynn, Patrick M.        | Rich, Stephen.              |
| McMahon, John F.           | Roach, Richard.             |
| Mellen, James H.           | Robinson, Amasa C.          |
| Murphy, Patrick F.         | Rockwell, Francis W.        |
| Nichols, Joseph J.         | Savery, William.            |
| O'Connor, Dennis.          | Sherburne, John H.          |
| O'Neil, Joseph H.          | Soule, Rufus A.             |
| Pinkham, Daniel R.         | Wentworth, Charles A.       |

Yeas, 128 ; nays, 46.

On this question Messrs. Barrett of Concord, Hall of Greenfield, Smyth of Worcester, Wright of Ashby, Sargent of Methuen, Witherell of Norton, Coggin of Boxford, and Rice of Worcester, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Davis of Boston, Crowley of Lowell, Mooney of Marlborough, James of Essex, Bryan of Westfield, Rowe of Rockport, Henry of Boston, and Spillane of Boston.

#### *The Orders Taken Up.*

Orders taken  
up.

The orders of the day were again taken from the table, and the Bill to amend chapter 99 of the Acts of the year 1875 to regulate the sale of intoxicating liquors was further considered. The pending amendment moved by Mr. O'Connor of Boston was rejected. Amendments moved by Messrs. Bennett of Boston and Bennett of Lowell were adopted ; and the bill as amended was refused a third reading, and notice thereof was sent to the Senate.

At 5.25 adjourned.

FRIDAY, April 25, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

#### *Orders.*

Committee on  
convict-labor.

The following order, offered by Mr. Noyes of Boston, was, at the request of Mr. Ladd of Springfield, laid over until afternoon :

*Ordered*, That the joint special committee appointed to sit during the recess to investigate the subject of convict-labor in the penal and reformatory institutions of the State be allowed the same compensation as is usually allowed to committees authorized to sit during the recess.

The following order, offered by Mr. Rockwell of Pittsfield, was, at the request of Mr. Walker of Worcester, laid over until afternoon: Saturday session.

*Ordered*, That, when the House adjourns this afternoon, it be to meet on Saturday at ten o'clock A.M.

The following order, offered by Mr. Walker of Worcester, was, at the request of Mr. Tufts of Boston, laid over until afternoon: Joint Rule No. 1.

*Ordered*, That the committee on Joint Rules and Orders consider the expediency of amending joint rule No. 1 by inserting after the words "on the part of the House," in the fourth line from the end of the rule, the words, "who shall not all be of the same trade, business, or profession."

### *Papers from the Senate.*

The Resolve assigning rooms for the use of the prison commissioners (reported on a resolve introduced on leave in the Senate), passed to be engrossed by the Senate, was placed in the orders of the day for the afternoon for a second reading. Rooms for Commissioners of Prisons.

The Bill making appropriations for expenses authorized the present year, and for other purposes, came down, passed to be engrossed in concurrence with certain amendments. Placed in the orders of the day for the afternoon under suspension of the rule, the question being on concurring with the Senate in the amendments. Appropriation Bill No. 12.

Notice was received from the Senate of the rejection by that branch of the House bills:

Fixing the salaries of the judges, registers, and assistant registers of probate and insolvency; Bills.

To amend the "General Railroad Law," and to provide for a junction railroad to connect existing railroads with the Commonwealth's flats at South Boston; and

Relating to clerical assistance of registers of probate and insolvency, and establishing the compensation for the same; and the

House Order relative to the time for making reports by joint committees. Reports of committees.

State Librarian.

Notice was also received from the Senate that the House Bill to provide for the appointment of a State librarian, and the reduction of expenses of the State Library, had been referred to the next General Court under the provisions of the twentieth joint rule.

*Reports of Committees.*

Arrests on  
mesne process.

By Mr. Sherburne of Boston, from the committee of Conference on the matters of difference between the two branches in relation to the Bill concerning the examination of persons arrested on mesne process or execution, and of judgment-debtors, that the Senate should concur in the amendment of the House with an amendment. Read, accepted under suspension of the rules, and sent up for concurrence.

State arsenal  
and camp-  
ground.

Mr. Thayer of Boston, from the committee on Military Affairs, reported that the committee had visited the State camp-ground at Framingham and the State arsenal at Cambridge, as required by section 82 of chapter 320 of the Acts of the year 1874, and had examined the condition of the property of the Commonwealth. The committee reported recommending the passage of a Resolve providing for certain improvements and repairs at the State camp-ground at Framingham and the State arsenal at Cambridge.

State camp-  
ground.

The same gentleman, from the same committee, under authority of the same statute, reported a Resolve relating to the State camp-ground at Framingham.

Severally read, and referred, under the rule, to the committee on Finance.

Purity of  
elections.

By Mr. Fuller of Boston, from the committee of Conference on the matters of difference between the two branches in relation to the Bill to preserve the purity of elections, recommending that the House recede from its amendment which provided for the substitution of the first section of the bill (House No. 205) for the first section of the bill (Senate No. 214); and that the bill be amended in section 1, line 2, by striking out the word "or," and inserting the words "city or town," after the word "county," in the third line of said section. Read, and placed in the orders of the day for the afternoon.

Pawnbrokers.

By Mr. Russell of Boston, from the committee on the Judiciary, that the Senate Bill to amend chapter 202 of the Acts of the present year concerning pawnbrokers

ought not to pass. Placed in the orders of the day for the afternoon, the question being on its rejection.

By Mr. Rockwell of Pittsfield, from the same committee, that the Senate Bill for the improvement of Stony Brook by the city of Boston ought to pass with an amendment.

Stony Brook —  
Boston.

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Bill making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel ought to pass with certain amendments.

Tunnel Approp-  
riation Bill.

By the same gentleman, from the same committee, that the Senate Bill to amend "An Act concerning the preparation, printing, and distribution of public documents," ought to pass.

Public docu-  
ments.

Severally placed in the orders of the day for the afternoon for a second reading.

### *Orders of the Day.*

The Resolve granting county taxes was, pending the question on its engrossment, postponed for further consideration until the afternoon.

Orders of the  
day.

#### Bills:

To amend "An Act in relation to the transportation of intoxicating liquors in violation of law;" and

To fix the salaries of the justices of the superior court;

Were severally read a second time, and ordered to a third reading.

The Bill to extend the time within which the capital stock of the Fidelity Assurance Company of Massachusetts may be paid in was read a third time, and passed to be engrossed in concurrence.

The report of the committee of Conference, on the matter of difference between the two branches relative to the several amendments to the "Bill to incorporate the Hoosac-Tunnel Dock and Elevator Company," was accepted, and sent up for concurrence.

The House concurred in the Senate amendments to the House bills:

To abolish the office of inspector and assayer of liquors; and

To prevent the dangers and annoyances caused by the escape of steam from locomotives.

Severally sent to the Senate indorsed accordingly.



The House non-concurred in the Senate amendments to the House Bill to provide for the auditing of the accounts of county officers, and asked for a committee of conference; and Messrs. Walker of Worcester, Bigelow of Natick, and Locke of Boston, were appointed on the part of the House. Sent up for concurrence.

The House Bill to provide for the recovery of damages for injuries caused by the use of intoxicating liquors was further considered. On the main question of enactment, the yeas and nays were ordered, at the request of Mr. Stetson of Hanson; and, the roll being called, the bill was passed to be enacted by a vote of 91 yeas to 69 nays, as follows:—

## YEAS.

|                          |                          |
|--------------------------|--------------------------|
| Messrs. Adams, Albert S. | Messrs. Howes, Thomas P. |
| Baker, John I.           | Howland, Charles H.      |
| Bartlett, Charles R.     | Hoyt, Richard H.         |
| Bartlett, Joseph F.      | Humphrey, Robert.        |
| Bates, Theodore C.       | Ingraham, William H.     |
| Beebe, Eleazer S.        | James, John F.           |
| Bigelow, Francis.        | Kimball, Albert.         |
| Brigham, George O.       | Ladd, Charles R.         |
| Brooks, William A.       | Lawrence, Sumner P.      |
| Brown, William H.        | Lawton, James M.         |
| Bryan, James H.          | Lincoln, Arthur.         |
| Burr, Benjamin F.        | Lincoln, Elmer.          |
| Clark, Joel C.           | Litchfield, William C.   |
| Clark, Lyman.            | Litchman, Charles H.     |
| Clarke, Henry S.         | Livermore, Rufus.        |
| Clough, Benjamin.        | Loring, Chauncy.         |
| Coggin, William S.       | Lyon, William.           |
| Colburn, George F.       | Macomber, William P.     |
| Copeland, Henry.         | Marsh, Edwin W.          |
| Crowell, Edward P.       | McCulloch, Leonard.      |
| Cushing, Matthew H.      | Monroe, Alfred C.        |
| Daniels, Elijah B.       | Montague, Royal M.       |
| Darling, Homer W.        | Morse, Leander B.        |
| Dickinson, Ethan D.      | Murray, Joseph.          |
| Donnell, Elbridge C.     | Nickerson, Richard E.    |
| Ferson, Charles H.       | Paine, Samuel C.         |
| Fish, Isaiah.            | Peck, Walter B.          |
| Fiske, Alonzo S.         | Pinkham, Daniel R.       |
| Fowler, Francis E.       | Powers, Henry W.         |
| Hall, Eben A.            | Pratt, Edwin B.          |
| Harden, George P.        | Proctor, William P.      |
| Hart, John W.            | Ranlett, Charles E.      |
| Hastings, Thomas J.      | Reed, John D.            |
| Hollis, Freeman.         | Reynolds, Samuel M.      |

Messrs. Rice, Leonard B.  
Rowe, Amos.  
Savery, William.  
Smith, Elizur.  
Smith, Joseph.  
Smith, Maloy J.  
Smyth, William A. S.  
Soule, Rufus A.  
Sparrow, James H.  
Stetson, George F.  
Stuart, William J.  
Tilden, William S.

Messrs. Trussell, Rufus.  
Wadlin, Daniel H.  
Walker, Joseph H.  
Ware, Horace E.  
Warren, Orrin.  
Whitney, Edwin.  
Wiswell, Joseph.  
Witherell, William D.  
Wood, David F.  
Woodbury, George D.  
Wright, Francis W.

## NAYS.

Messrs. Aldrich, Charles P.  
Atkinson, Benjamin F.  
Barnard, Abner.  
Barrett, Richard.  
Bennett, James W.  
Bennett, Joseph.  
Berry, John F.  
Brackett, John Q. A.  
Bradstreet, Dudley.  
Brown, Horace.  
Brown, Luther J.  
Bulloch, Andrew.  
Callender, Edward B.  
Clark, Wilder P.  
Coleman, Lewis.  
Converse, Elisha S.  
Crocker, Charles T.  
Crosby, Isaac N.  
Damon, Samuel R.  
Dee, John H.  
Desmond, Cornelius.  
Emery, Levi.  
Fuller, Henry W.  
Gaylord, William M.  
Glines, Jacob T.  
Graham, James B.  
Hill, Hamilton A.  
Holbrook, Jonathan.  
Hooper, John H.  
Hyde, Henry D.  
Johnson, Henry A.  
Joyce, John.  
Kimball, D. Smith.  
Leary, Frank D.  
Leonard, Marcus.

Messrs. Lincoln, Charles S.  
Locke, James L.  
Maynard, Elisha B.  
McGeough, James A.  
McGlynn, Patrick M.  
McMahon, John F.  
Mellen, James H.  
Mooney, Daniel S.  
Morton, Elb'ge G., jun.  
Moulton, Jesse.  
Nichols, Joseph J.  
Norton, John B.  
Noyes, Charles J.  
O'Connor, Dennis.  
O'Neil, Joseph H.  
Paddack, Henry.  
Park, George W.  
Prescott, Charles J.  
Pynchon, William.  
Reed, William, jun.  
Rich, Stephen.  
Robinson, Amasa C.  
Rockwell, Francis W.  
Russell, Solomon N.  
Russell, Thomas.  
Sanders, William.  
Sherburne, John H.  
Shipman, Jonathan E.  
Spillane, Timothy B.  
Stone, Josiah F.  
Thayer, Edward F.  
Tucker, Payson E.  
Van Deusen, Merritt.  
Willis, George D.

Yeas, 91 ; nays, 69.

On this question Messrs. Lewis of Provincetown, Ames of Wakefield, Jennings of Fall River, Thayer of Norwood, and Hartshorn of Worcester, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Fitz Gerald of Boston, Tufts of Boston, McCafferty of Worcester, Hines of Boston, and Quigley of Boston.

The bill was accordingly signed, and sent to the Senate.

*Motion to Reconsider.*

Civil Damage  
Bill.

Subsequently, the orders of the day having been disposed of, Mr. Prescott of Boston moved to reconsider the vote whereby the bill was passed to be enacted. At the request of Mr. Adams of Amesbury, the yeas and nays were ordered on this question; and, the roll being called, the motion was lost by a vote of 102 yeas to 105 nays, as follows:—

YEAS.

| Messrs.               |  | Messrs.                |  |
|-----------------------|--|------------------------|--|
| Aldrich, Charles P.   |  | Desmond, Cornelius.    |  |
| Atkinson, Benjamin F. |  | Emery, Levi.           |  |
| Barrett, Richard.     |  | Fitz Gerald, Thomas F. |  |
| Bennett, James W.     |  | Flood, John T.         |  |
| Bennett, Joseph.      |  | Fuller, Henry W.       |  |
| Berry, John F.        |  | Gaylord, William M.    |  |
| Bigelow, Francis.     |  | Glines, Jacob T.       |  |
| Bolles, Matthew.      |  | Glover, George D.      |  |
| Bond, George H.       |  | Graham, James B.       |  |
| Brackett, John Q. A.  |  | Hathaway, Judah.       |  |
| Bradstreet, Dudley.   |  | Hill, Hamilton A.      |  |
| Brigham, George O.    |  | Hoar, William M.       |  |
| Brown, Horace.        |  | Holbrook, Jonathan.    |  |
| Brown, Luther J.      |  | Hooper, John H.        |  |
| Bulloch, Andrew.      |  | Horton, Nathaniel A.   |  |
| Callender, Edward B.  |  | Hoyt, Richard H.       |  |
| Clark, Wilder P.      |  | Hyde, Henry D.         |  |
| Coleman, Lewis.       |  | Jenkins, Edward J.     |  |
| Converse, Elisha S.   |  | Johnson, Henry A.      |  |
| Crocker, Charles T.   |  | Joyce, John.           |  |
| Crosby, Isaac N.      |  | Kimball, Albert.       |  |
| Crowley, Robert E.    |  | Kimball, D. Smith.     |  |
| Damon, Samuel R.      |  | Ladd, Charles R.       |  |
| Darby, William F.     |  | Leary, Frank D.        |  |
| Davis, Joseph W.      |  | Levy, Samson.          |  |
| Day, Thomas H.        |  | Lewis, Bangs A.        |  |
| Dee, John H.          |  | Lincoln, Charles S.    |  |

**Messrs. Livermore, Rufus.**

Locke, James L.  
 Maynard, Elisha B.  
 McGeough, James A.  
 McGlynn, Patrick M.  
 McMahon, John F.  
 Mellen, James H.  
 Mooney, Daniel S.  
 Morton, Elbridge G., jun.  
 Morton, Frank H.  
 Moulton, Jesse.  
 Murphy, Patrick F.  
 Nichols, Joseph J.  
 Norton, John B.  
 Noyes, Charles J.  
 O'Connor, Dennis.  
 O'Neil, Joseph H.  
 Paddack, Henry.  
 Paige, Lucius R.  
 Park, George W.  
 Pickman, John J.  
 Prescott, Charles J.  
 Pynchon, William.  
 Quigley, James L.

**Messrs. Reed, William, jun.**

Rich, Stephen.  
 Roach, Richard  
 Robinson, Amasa C.  
 Rockwell, Francis W.  
 Russell, Solomon N.  
 Russell, Thomas.  
 Sanders, William.  
 Seeley, Montessor S.  
 Sherburne, John H.  
 Shipman, Jonathan E.  
 Smith, Rufus.  
 Sowdon, Arthur J. C.  
 Spillane, Timothy B.  
 Thayer, Edward F.  
 Thayer, Frederick.  
 Thomas, Edward I.  
 Tucker, Payson E.  
 Tufts, Arthur W.  
 Van Deusen, Merritt.  
 Varnum, Leavitt R. J.  
 Wardwell, Henry.  
 Webster, Abel.  
 Willis, George D.

**NAYS.****Messrs. Adams. Albert S.**

Baker, John I.  
 Barnard, Abner.  
 Barrus, Alvan.  
 Bartlett, Charles R.  
 Bartlett, Joseph F.  
 Bates, Theodore C.  
 Beebe, Eleazer S.  
 Brooks, William A.  
 Brown, William H.  
 Bryan, James H.  
 Burr, Benjamin F.  
 Clark, Joel C.  
 Clark, Lyman.  
 Clough, Benjamin.  
 Coggin, William S.  
 Colburn, George F.  
 Copeland, Henry.  
 Crocker, Elisha, jun.  
 Crowell, Edward P.  
 Cushing, Matthew H.  
 Daniels, Elijah B.  
 Darling, Homer W.

**Messrs. Dickinson, Ethan D.**

Donnell, Elbridge C.  
 Ferson, Charles H.  
 Fish, Isaiah.  
 Fiske, Alonzo S.  
 Fowler, Francis E.  
 Frye, Newton P.  
 Hale, Edwin B.  
 Harden, George P.  
 Hart, John W.  
 Hastings, Thomas J.  
 Hollis, Freeman.  
 Hosmer, Frederick N.  
 Howes, Thomas P.  
 Howland, Charles H.  
 Humphrey, Robert.  
 Ingraham, William H.  
 James, John F.  
 Jennings, Andrew J.  
 Lawrence, Sumner P.  
 Lawton, James M.  
 Leonard, Marcus.  
 Lincoln, Arthur.

|                                |                                 |
|--------------------------------|---------------------------------|
| <b>Messrs.</b> Lincoln, Elmer. | <b>Messrs.</b> Savery, William. |
| Litchfield, William C.         | Smith, Elizur.                  |
| Litchman Charles H.            | Smith, Joseph.                  |
| Loring, Chauncy.               | Smith, Maloy J.                 |
| Lowther, George W.             | Smyth, William A. S.            |
| Lyon, William.                 | Soule, Rufus A.                 |
| Macomber, William P.           | Sparrow, James H.               |
| Marsh, Edwin W.                | Stanley, John.                  |
| Mather, Benjamin F., jun.      | Stetson, George F.              |
| McCulloch, Leonard.            | Stuart, William J.              |
| Monroe, Alfred C.              | Sweetser, John.                 |
| Montague, Royal M.             | Tilden, William S.              |
| Murray, Joseph.                | Trussell, Rufus.                |
| Nickerson, Richard E.          | Wadlin, Daniel H.               |
| Paine, Samuel C.               | Walker, Joseph H.               |
| Peabody, John W.               | Ware, Horace E.                 |
| Peck, Walter B.                | Warren, Alonzo.                 |
| Pinkham, Daniel R.             | Warren, Orrin.                  |
| Powers, Henry W.               | Webber, Alonzo C.               |
| Pratt, Edwin B.                | Wentworth, Charles A.           |
| Proctor, William P.            | Whiting, Hiram.                 |
| Randall, David.                | Whitney, Edwin.                 |
| Ranlett, Charles E.            | Whittemore, Jonathan.           |
| Reed, John D.                  | Wilbur, Daniel.                 |
| Reynolds, Samuel M.            | Wiswell, Joseph.                |
| Rice, George W.                | Witherell, William D.           |
| Rice, J. M.                    | Wonson, Charles H.              |
| Rice, Leonard B.               | Wood, David F.                  |
| Rowe, Amos.                    | Wright, Francis W.              |
| Sampson, George T.             |                                 |

Yeas, 102 ; nays, 105.

On this question Messrs. Stone of Winchester and Hines of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Eastabrooks of Swansea and Thayer of Norwood.

At 12.05 adjourned.

#### AFTERNOON SESSION.

##### *Order.*

House Rule No.  
21.

The following order, offered by Mr. Walker of Worcester, was, at the request of Mr. Leary of Worcester, laid over until Monday :

*Ordered*, That the committee on House Rules and Orders consider the expediency of amending House Rule 21, by inserting after the word "each," in the second line,

the words, "who shall not all be of the same trade, business, or profession."

The order offered by Mr. Noyes of Boston, and laid over, relative to the compensation for services of the committee appointed to sit during the recess to investigate the subject of convict-labor, was adopted.

Committee on  
convict-labor.

The order offered this morning by Mr. Walker of Worcester, and laid over, relative to amending joint Rule No. 1, was adopted.

Joint Rule  
No. 1.

Severally sent up for concurrence.

The order offered this morning by Mr. Rockwell of Pittsfield, and laid over, relative to a Saturday session, was rejected.

Saturday  
session.

### *Papers from the Senate.*

A Resolve in favor of Charles J. Cox (reported on a resolve on leave, taken from the Senate files of last year); and a

C. J. Cox.

Bill to provide for the payment of State aid to disabled soldiers and sailors and their families, and the families of deceased soldiers and sailors (reported, in part, on petitions relative to the continuation of State aid until the year 1885, and on orders dated respectively Jan. 8, 21, and 28);

State aid.

Severally passed to be engrossed by the Senate, were read, and referred, under the rule, to the committee on Finance.

The House Bill relating to the probate offices of the several counties came down passed to be engrossed in concurrence with certain amendments. Placed in the orders of the day for Monday, the question being on concurring with the Senate in the amendments.

Probate offices.

### *Report of a Committee.*

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill in addition to "An Act making appropriations for expenses authorized the present year, and for other purposes."

Appropriation  
Bill No. 14.

Read, and ordered to a second reading.

### *Bills Enacted.*

Engrossed bills:

To confirm the organization of the Society of St. Vincent de Paul of the city of Boston;

Bills enacted.

To authorize the Boston, Barre, and Gardner Railroad Corporation to mortgage its property;

Relative to capitalizing the indebtedness of bankrupt and insolvent corporations; and

In addition to the "General Railroad Act" of the year 1874, to authorize the formation of corporations to construct railroads in foreign countries;

(Which severally originated in the House);

Were severally passed to be enacted, signed, and sent to the Senate.

### *Orders of the Day.*

Orders of the day.

The Resolve granting county taxes was, pending the question on its engrossment, postponed for further consideration until Monday, on motion of Mr. Colburn of Leominster.

The report of the committee of Conference on the matter of difference between the two branches in relation to the Bill to preserve the purity of elections was accepted, and sent up for concurrence.

The House concurred with the Senate in the first amendment to the Bill making appropriations for expenses authorized the present year, and for other purposes, to wit: striking out the word "fifty" in line 96, section 1, and inserting instead the word "thirty," and non-concurred in the remaining amendments, and asked for a committee of conference; and Messrs. Prescott of Boston, Baker of Beverly, and McGeough of Boston were appointed on the part of the House.

Sent up for concurrence.

The Senate Bill to amend chapter 202 of the Acts of the present year concerning pawnbrokers was rejected, as recommended by the committee on the Judiciary, and notice thereof was accordingly sent to the Senate.

### *Bills:*

Making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel (amended as recommended by the committee on Finance);

For the improvement of Stony Brook by the city of Boston (amended as recommended by the committee on the Judiciary);

To amend "An Act concerning the preparation, printing, and distribution of public documents;" and a

Resolve assigning rooms for the use of the prison commissioners ;

Were severally read a second time, and ordered to a third reading.

The Bill to amend "An Act in relation to the transportation of intoxicating liquors in violation of law" was read a third time, and passed to be engrossed in concurrence.

The Bill to fix the salaries of the justices of the superior court was read a third time, and considered. Pending the question on engrossment, Mr. Leary of Worcester moved that the bill be indefinitely postponed. At the request of the same gentleman, the yeas and nays were ordered on this question ; and, the roll being called, the motion was lost by a vote of 29 yeas to 95 nays, as follows : —

YEAS.

Messrs. Bennett, Joseph.  
Callender, Edward B.  
Colburn, George F.  
Converse, Elisha S.  
Cummings, John W.  
Dee, John H.  
Fuller, Henry W.  
Glover, George D.  
Hale, Edwin B.  
Hill, Hamilton A.  
Hooper, John H.  
Jennings, Andrew J.  
Johnson, Henry A.  
Leary, Frank D.  
Leonard, Marcus.

Messrs. Lincoln, Arthur.  
Lincoln, Charles S.  
Maynard, Elisha B.  
Noyes, Charles J.  
O'Connor, Dennis.  
Russell, Thomas.  
Sowdon, Arthur J. C.  
Sweetser, John.  
Thomas, Edward I.  
Tucker, Payson E.  
Wardwell, Henry.  
Ware, Horace E.  
Wilbur, Daniel.  
Wiswell, Joseph.

NAYS.

Messrs. Aldrich, Charles P.  
Barrett, Richard.  
Barrus, Alvan.  
Bartlett, Charles R.  
Bartlett, Joseph F.  
Bates, Theodore C.  
Beeching, Richard.  
Bennett, James W.  
Berry, John F.  
Blake, J. Albert.  
Bolles, Matthew.

Messrs. Bond, George H.  
Brackett, John Q. A.  
Bradstreet, Dudley.  
Brown, Horace.  
Brown, William H.  
Bryan, James H.  
Carberry, William H.  
Clark, Lyman.  
Coggin, William S.  
Crocker, Elisha, jun.  
Crowell, Edward P.



|                              |                            |
|------------------------------|----------------------------|
| Messrs. Crowley, Jeremiah J. | Messrs. Murphy, Patrick F. |
| Crowley, Robert E.           | Nichols, Joseph J.         |
| Daniels, Elijah B.           | Nickerson, Richard E.      |
| Davis, Joseph W.             | O'Neil, Joseph H.          |
| Desmond, Cornelius.          | Paige, Lucius R.           |
| Donnell, Elbridge C.         | Park, George W.            |
| Emery, Levi.                 | Peabody, John W.           |
| Ferson, Charles H.           | Pinkham, Daniel R.         |
| Fitz Gerald, Thomas F.       | Proctor, William P.        |
| Flood, John T.               | Pyncheon, William.         |
| Foss, William A.             | Quigley, James L.          |
| Gaylord, William M.          | Randall, David.            |
| Glines, Jacob T.             | Reed, John D.              |
| Graham, James B.             | Reynolds, Samuel M.        |
| Hartshorn, Calvin L.         | Rice, J. M.                |
| Hollis, Freeman.             | Rich, Stephen.             |
| Horton, Nathaniel A.         | Ricketts, William J.       |
| Howes, Thomas P.             | Robinson, Amasa C.         |
| Hoyt, Richard H.             | Shipman, Jonathan E.       |
| Hyde, Henry D.               | Smith, Elizur.             |
| James, John F.               | Smith, Maloy J.            |
| Joyce, John.                 | Smyth, William A. S.       |
| Kelley, Joseph J.            | Sparrow, James H.          |
| Kimball, Albert.             | Spillane, Timothy B.       |
| Kimball, D. Smith.           | Stanley, John.             |
| Ladd, Charles R.             | Stetson, George F.         |
| Litchman, Charles H.         | Stuart, William J.         |
| Livermore, Rufus.            | Thayer, Edward F.          |
| Locke, James L.              | Thayer, Tyler.             |
| Loring, Chauncy.             | Trussell, Rufus.           |
| Lowther, George W.           | Tufts, Arthur W.           |
| Lyon, William.               | Van Deusen, Merritt.       |
| Marsh, Edwin W.              | Varnum, Leavitt R. J.      |
| McMahon, John F.             | Walker, Joseph H.          |
| Monroe, Alfred C.            | Warren, Alonzo.            |
| Montague, Royal M.           | Webber, Alonzo C.          |
| Mooney, Daniel S.            |                            |

Yeas, 29 ; nays, 95.

On this question Messrs. Thayer of Norwood, Whittemore of Hopkinton, Frye of North Andover, Mellen of Worcester, Pickman of Lowell, Hoar of Lowell, Fiske of Weston, Norton of Boston, McGeough of Boston, Prescott of Boston, and Scott of Lexington, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Hastings of Worcester, Rowe of Rockport, Everson of Hanover, Webster of Lawrence, Hines of Boston, Wilde of Melrose, Soule of New Bed-

ford, Ranlett of Newton, Eastabrooks of Swansea, Baker of Beverly, and Witherell of Norton.

*Report of a Committee.*

Mr. Aldrich of Deerfield presented the report of the committee of Conference on the matters of difference between the two branches on the Bill to fix the salaries of the deputy tax-commissioner, and commissioner of corporations, and the persons employed in his department, recommending that the Senate should concur in the House amendment which fixed the salary of the deputy tax-commissioner at \$2,500, with an amendment making said salary \$2,750; also that the Senate should concur in the House amendment, providing that, in the payment of additional clerks, no distinction on account of sex shall be made in the rate of compensation for the same kind of service.

Deputy Tax-  
Commissioner.

On motion of Mr. Thayer of Boston, the rule was suspended, and the report was considered.

Mr. Litchman of Marblehead moved a count of the House to ascertain if a quorum was present, which motion was carried; and, a count being had, it appeared that but 82 members were present.

Count of the  
House.

On motion of Mr. Bryan of Westfield the sergeant-at-arms was directed to bring in absent members; but, before a quorum was secured, the House, on motion of Mr. Randall of Waltham,

At 5.45 adjourned.

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MONDAY, April 28, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

The following order, offered by Mr. Clark of Framingham, was, at the request of Mr. Prescott of Boston, laid over until to-morrow:

Agricultural  
report.

*Ordered,* That two thousand extra copies of the report of the secretary of the State Board of Agriculture be printed for the use of the members of the Legislature, and that they be forwarded to the members prior to the first day of June.

Evening session.

The following order, offered by Mr. Walker of Worcester, was, at the request of Mr. Leary of Worcester, laid over until to-morrow :

*Ordered*, That when the House adjourns Tuesday afternoon, April 29, it be to meet at seven o'clock the same evening, and that the evening session be considered a legislative day.

House Rule No. 21.

The order relative to amending House Rule No. 21, laid over on Friday, was adopted.

*Papers from the Senate.*

Disfranchisement of certain soldiers and sailors.

A Resolve providing for an amendment to the Constitution, to prevent the disfranchisement of certain soldiers and sailors becoming paupers (reported on an order), passed to be engrossed by the Senate, was read, and ordered to a second reading.

*Resolves :*

Aid for attorney-general.

To provide for additional counsel to aid the attorney-general in protecting the interests of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel (reported on an order) ; and

State-prison buildings.

Relating to the protection of the State-prison buildings (reported on the Governor's address) ;

Severally passed to be engrossed by the Senate, were read, and referred under the rule to the committee on Finance.

Report of Committee on Prisons.

The report of the committee on Prisons on an order authorizing them to visit the prisons, jails, and houses of correction of the Commonwealth (printed as Senate Doc. No. 272), accepted by the Senate, was read, and accepted in concurrence under suspension of the rule.

Clerk of Railroad Commissioners.

The House Bill to establish the salary of the clerk of the railroad commissioners, and to limit the compensation of their accountant, came down, passed to be engrossed in concurrence, with an amendment inserting a provision that the salaries of the members of the board of railroad commissioners should be \$3,500 each.

Clerks of courts.

The House Bill relative to clerks of courts came down, passed to be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting the provisions of a bill printed as Senate Doc. No. 275.

Severally placed in the orders of the day for to-morrow, the question in each case being on concurring in the Senate amendments.

A Bill to amend "An Act in relation to registration and elections in the city of Boston," passed to be engrossed by the Senate, was read, and referred to the committee on the Judiciary.

Registration in Boston.

*Ordered*, In concurrence, that three hundred extra copies of the report of the committee on Prisons be printed for the use of the committee.

Report of Committee on Prisons.

*Introduced on Leave.*

By Mr. Robinson of Lynn, a Resolve granting additional compensation to members of the Legislature. Read, and referred to the next General Court, the House having refused to suspend the 20th joint Rule.

Extra compensation to members.

*Bills Enacted.*

Engrossed bills :

Concerning accounts of savings banks ;

Bills enacted.

In addition to "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes ;"

To prevent the dangers and annoyances caused by the escape of steam from locomotives ;

Fixing the salary of the inspector and assayer of liquors ;

Relating to the publication of the decisions of the supreme judicial court ; and

To preserve the purity of elections ;

(Which severally originated in the House) ;

To incorporate the Hoosac-Tunnel Dock and Elevator Company ;

To extend the time within which the capital stock of the Fidelity Assurance Company of Massachusetts may be paid in ;

To fix the salaries of the justices of the superior court ; and

To amend "An Act in relation to the transportation of intoxicating liquors in violation of law ;"

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

*Reports of Committees.*

By Mr. Brown of Fitchburg, from the committee on Finance, that the Resolve to provide for certain improvements and repairs at the State camp-ground at Framingham and the State arsenal at Cambridge ought to pass.

State camp-ground and arsenal.

State camp-ground.

By Mr. Bolles of Boston, from the same committee, that the Resolve relating to the State camp-ground at Framingham ought to pass.

C. J. Cox.

By Mr. Ladd of Springfield, from the same committee, that the Senate Resolve in favor of Charles J. Cox ought to pass.

On motion of Mr. Ladd of Springfield, the rules were in each case suspended, the resolves were severally read a second and a third time, were passed to be engrossed, the last-named in concurrence, and the others sent up for concurrence.

State aid.

By Mr. Hill of Boston, from the same committee, asking to be discharged from the further consideration of the Senate Bill to provide for the payment of State aid to disabled soldiers and sailors and their families, and the families of deceased soldiers and sailors. Accepted under suspension of the rule moved by Mr. Hill. The committee was discharged, and the bill was placed in the orders of the day for to-morrow for a second reading.

State tax.

By Mr. Ladd of Springfield, from the same committee, on so much of the Governor's address as relates to the finances of the Commonwealth, a Bill to apportion and assess a State tax of five hundred thousand dollars. Read, and ordered to a second reading.

Pay-roll and mileage.

By Mr. Lowther of Boston, from the committee on Pay-Roll, who were instructed to make up the pay-roll of the members of the House of Representatives, also to make up the list of compensation to members for mileage, recommending the adoption of the following order, with accompanying schedule:—

*Ordered*, That the accompanying schedule, showing that the amount, \$120,500, is due the members of the House of Representatives for attendance at the present session of the General Court, and that the sum of \$1,974 is due for compensation for mileage, is approved, and the same be sent to the treasurer and receiver-general of the Commonwealth.

Read, and accepted under suspension of the rule; and the order was adopted, and signed by the Speaker.

Accounts of county officers.

By Mr. Walker of Worcester, from the committee of Conference on the matter of difference between the two branches in relation to the Bill to provide for the auditing of the accounts of county officers, recommending that the House concur in the Senate amendment to the third sec-

tion of the bill with an amendment, making the sum three hundred dollars instead of five hundred. Read, accepted under suspension of the rule, and sent up for concurrence.

By Mr. Brackett of Boston, from the committee on Retrenchment, on a general order relative to a reduction in expenditures, a Bill to repeal chapter 385 of the Acts of the year 1869, relative to the sessions of police and municipal courts. Read, and ordered to a second reading.

Sessions of  
police and mun-  
icipal courts.

*Orders of the Day.*

The report of the committee of Conference on the matters of difference between the two branches on the Bill to fix the salaries of the deputy tax-commissioner, and commissioner of corporations, and the persons employed in his department, was accepted, and sent up for concurrence.

Orders of the  
day.

The House concurred in the Senate amendments to the Bill relating to the probate offices of the several counties, and the bill was returned to the Senate indorsed accordingly.

*Bills:*

Making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel;

For the improvement of Stony Brook by the city of Boston; and

To amend "An Act concerning the preparation, printing, and distribution of public documents;" and a

Resolve assigning rooms for the use of the prison commissioners;

Were severally read a third time, and passed to be engrossed in concurrence, the two bills first named being sent up for concurrence in amendments adopted by the House.

The Bill in addition to "An Act making appropriations for expenses authorized the present year, and for other purposes," was read a second time, and ordered to a third reading.

Subsequently, the orders of the day having been disposed of, the bill was read a third time, under suspension of the rule, passed to be engrossed, and sent up for concurrence.

The Resolve granting county taxes was postponed for further consideration until to-morrow.

At 5.15 adjourned.

TUESDAY MORNING, April 29, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.*

Agricultural  
report.

The order offered yesterday by Mr. Clark of Framingham, and laid over, relative to printing two thousand extra copies of the report of the State Board of Agriculture, was adopted under suspension of the 23d joint Rule, and sent up for concurrence.

Evening  
session.

The order offered yesterday by Mr. Walker of Worcester, and laid over, relative to an evening session, was considered, and, on motion of Mr. Hastings of Worcester, was postponed for further consideration until the afternoon.

Board of Health  
Report.

The following order, offered by Mr. Prescott of Boston, was adopted under suspension of joint Rule 23, and sent up for concurrence :

*Ordered,* That one thousand extra copies of the report of the State Board of Health be printed for the use of the members of the Legislature, and that they be forwarded to the members prior to the first day of June.

Labor Bureau  
Report.

The following order, offered by Mr. Ames of Wakefield, was referred to the committee on Printing under suspension of the 20th joint Rule, and sent up for concurrence :

*Ordered,* That fifteen hundred extra copies of the report of the Bureau of Statistics of Labor be printed, — one thousand for the use of the members of the Legislature, and five hundred for the use of the bureau.

*Introduced on Leave.*

Doorkeepers  
and postmaster.

By Mr. Rockwell of Pittsfield, a Bill to amend chapter 78 of the Acts of the year 1879, relating to the compensation of the doorkeepers, assistant doorkeepers, and postmaster of the Senate and House of Representatives. Read, and under suspension of the 20th joint Rule, and of the rule requiring its reference to a committee, placed in the orders of the day for the afternoon for a second reading.

*Bill Enacted and Resolve Passed.*

Bill enacted and  
resolve passed.

An engrossed Bill concerning the examination of persons arrested on mesne process or execution, and of judgment-

debtors (which originated in the Senate), was passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve assigning rooms for the use of the prison commissioners (which originated in the Senate) was passed, signed, and sent to the Senate.

*Papers from the Senate.*

The following order was adopted in concurrence under suspension of joint Rule No. 23:

Bills printed for prison commissioners.

*Ordered*, That three hundred copies of the Bill establishing a board of commissioners of prisons, the Bill in relation to commitments to the Reformatory Prison for Women, and the Bill prohibiting the use of the "gag" in the prisons of the Commonwealth, be printed together in one document for the use of the board of commissioners of prisons.

*Resignation of a Member.*

The Speaker received a communication from Mr. Atkinson of Newburyport, resigning his seat as a member of the General Court for the Sixteenth Essex District.

Mr. Atkinson resigns.

On motion of Mr. Baker of Beverly, the resignation was accepted.

*Reports of Committees.*

By Mr. Clark of Winchendon, from the committee on Finance, that the Senate Resolve relating to the protection of the State-prison buildings ought to pass. Read a second and a third time under suspension of the rules, and passed to be engrossed in concurrence.

Protection of State prison.

By Mr. Fuller of Boston, from the committee on the Judiciary, that the Senate Bill to amend "An Act in relation to registration and elections in the city of Boston" ought to pass, Messrs. Maynard and Rockwell dissenting. Placed in the orders of the day for the afternoon for a second reading.

Registration and elections in Boston.

*Orders of the Day.*

The Resolve granting county taxes was further considered, passed to be engrossed, and sent up for concurrence.

Orders of the day.

The Bill to provide for the payment of State aid to disabled soldiers and sailors and their families, and the families of deceased soldiers and sailors, was read a second time, amended on motion of Mr. Noyes of Boston, and



ordered to a third reading. Subsequently, the orders of the day being disposed of, on motion of Mr. Thayer of Boston, the rule was suspended; and the bill was read a third time, passed to be engrossed in concurrence, and sent up for concurrence in the amendment adopted by the House.

The Bill to apportion and assess a State tax of five hundred thousand dollars was read a second time, and ordered to a third reading. Subsequently, the orders of the day having been disposed of, on motion of Mr. Ladd of Springfield, the rule was suspended; and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

The House concurred in the Senate amendment to the House Bill to establish the salary of the clerk of the railroad commissioners, and to limit the compensation of their accountant, with an amendment, moved by Mr. Noyes of Boston, fixing the salary of the chairman of the board at four thousand dollars; and the bill was sent to the Senate indorsed accordingly.

The Bill to repeal chapter 385 of the Acts of the year 1869, relative to the sessions of police and municipal courts, was read a second time, and, after debate, was refused a third reading.

The House non-concurred in the Senate amendment to the Bill relative to clerks of courts, and asked for a committee of conference; and Messrs. Walker of Worcester, Bates of North Brookfield, and Bryan of Westfield, were appointed on the part of the House. Sent up for concurrence.

The Resolve providing for an amendment to the Constitution, to prevent the disfranchisement of certain soldiers and sailors becoming paupers, was read a second time, and ordered to a third reading. Subsequently, the orders of the day having been disposed of, on motion of Mr. Thayer of Boston, the rule was suspended, and the resolve was read a third time; and the question being on agreeing to said article of amendment in these words, to wit:

"No person having served in the army or navy of the United States in time of war, and while he was a citizen of this Commonwealth, and having been honorably discharged from such service, if otherwise qualified to vote, shall be disqualified therefor on account of being a pauper,"—it was agreed to in concurrence with the Senate,

two-thirds of the members of the House, present and voting thereon, having voted in the affirmative, as follows:—

## YEAS.

|                          |                                |
|--------------------------|--------------------------------|
| Messrs. Adams, Albert S. | Messrs. Fitz Gerald, Thomas F. |
| Ames, Azel, jun.         | Flood, John T.                 |
| Baker, John, I.          | Foss, William A.               |
| Barnard, Abner.          | Fowler, Francis E.             |
| Barrett, Richard.        | Glines, Jacob T.               |
| Barrus, Alvan.           | Graham, James B.               |
| Bartlett, Charles R.     | Hale, Edwin B.                 |
| Bates, Theodore C.       | Hall, Eben A.                  |
| Berry, John F.           | Harden, George P.              |
| Bigelow, Francis.        | Hart, John W.                  |
| Bond, George H.          | Hartshorn, Calvin L.           |
| Brackett, John Q. A.     | Hastings, Thomas J.            |
| Bradstreet, Dudley.      | Hathaway, Judah.               |
| Brooks, William A.       | Hoar, William M.               |
| Brown, Horace.           | Holbrook, Jonathan.            |
| Brown, Luther J.         | Hollis, Freeman.               |
| Brown, William H.        | Holmes, Horace M.              |
| Bryan, James H.          | Howes, Thomas P.               |
| Bulloch, Andrew.         | Howland, Charles H.            |
| Carberry, William H.     | Humphrey, Robert.              |
| Clark, Joel C.           | Ingraham, William H.           |
| Clark, Lyman.            | James, John F.                 |
| Clark, Wilder P.         | Jennings, Andrew J.            |
| Clarke, Henry S.         | Johnson, Henry A.              |
| Clough, Benjamin.        | Kelley, Joseph J.              |
| Coggin, William S.       | Kimball, Albert.               |
| Colburn, George F.       | Kimball, D. Smith.             |
| Converse, Elisha S.      | Ladd, Charles R.               |
| Crocker, Elisha, jun.    | Lawrence, Sumner P.            |
| Crosby, Isaac N.         | Lawton, James M.               |
| Crowell, Edward P.       | Leary, Frank D.                |
| Crowley, Jeremiah J.     | Leonard, Marcus.               |
| Crowley, Robert E.       | Lincoln, Arthur.               |
| Cummings, John W.        | Lincoln, Charles S.            |
| Cushing, Matthew H.      | Litchfield, William C.         |
| Daniels, Elijah B.       | Livermore, Rufus.              |
| Darling, Homer W.        | Locke, James L.                |
| Davis, Joseph W.         | Loring, Chauncy.               |
| Dee, John H.             | Lovell, Andrew.                |
| Dickinson, Ethan D.      | Lowther, George W.             |
| Donnell, Elbridge C.     | Lyon, William.                 |
| Eastabrooks, James E.    | Macomber, William P.           |
| Everson, John W.         | Marsh, Edwin W.                |
| Fish, Isaiah.            | Maynard, Elisha B.             |
| Fiske, Alonzo S.         | McGeough, James A.             |

|                           |                            |
|---------------------------|----------------------------|
| Messrs. McMahon, John F.  | Messrs. Scott, Augustus E. |
| Monroe, Alfred C.         | Seeley, Montessor S.       |
| Mooney, Daniel S.         | Sheldon, Henry S.          |
| Morton, Elbridge G., jun. | Smith, Elizur.             |
| Morton, Frank H.          | Smith, Joseph.             |
| Moulton, Jesse.           | Smith, Maloy J.            |
| Murray, Joseph.           | Smith, Rufus.              |
| Nichols, Joseph J.        | Smyth, William A. S.       |
| Nickerson, Richard E.     | Soule, Rufus A.            |
| Norton, John B.           | Sowdon, Arthur J. C.       |
| Noyes, Charles J.         | Sparrow, James H.          |
| O'Connor, Dennis.         | Stanley, John.             |
| O'Neil, Joseph H.         | Stetson, George F.         |
| Paddack, Henry.           | Stuart, William J.         |
| Paige, Lucius R.          | Sweetser, John.            |
| Paine, Samuel C.          | Thayer, Edward F.          |
| Park, George W.           | Thayer, Tyler.             |
| Peabody, John W.          | Thomas, Edward I.          |
| Peck, Walter B.           | Tilden, William S.         |
| Pickman, John J.          | Trussell, Rufus.           |
| Pinkham, Daniel R.        | Tucker, Payson E.          |
| Powers, Henry W.          | Tufts, Arthur W.           |
| Pratt, Edwin B.           | Van Deusen, Merritt.       |
| Prescott, Charles J.      | Varnum, Leavitt R. J.      |
| Proctor, William P.       | Wadlin, Daniel H.          |
| Pynchon, William.         | Walker, Joseph H.          |
| Quigley, James L.         | Ware, Horace E.            |
| Randall, David.           | Warren, Alonzo.            |
| Ranlett, Charles E.       | Warren, Orrin.             |
| Reed, John D.             | Wentworth, Charles A.      |
| Reed, William, jun.       | Whiting, Hiram.            |
| Reynolds, Samuel M.       | Whitney, Edwin.            |
| Rice, J. M.               | Whittemore, Jonathan.      |
| Robinson, Amasa C.        | Willis, George D.          |
| Rockwell, Francis W.      | Wiswell, Joseph.           |
| Rowe, Amos.               | Witherell, William D.      |
| Russell, Thomas.          | Wonson, Charles H.         |
| Sampson, George T.        | Wood, David F.             |
| Savery, William.          |                            |

Yeas, 167.

At 12.25 adjourned.

## AFTERNOON SESSION.

*Reports of Committees.*Appropriation  
Bill No. 12.By Mr. Prescott of Boston, from the committee of  
Conference on the matters of difference between the two

branches in relation to the Bill making appropriations for expenses authorized the present year, and for other purposes, recommending that the House should concur in the amendment at [B] with an amendment, inserting "thirteen" instead of "fourteen;" and that the House should concur in the amendment at [C].

By Mr. Bates of North Brookfield, from the committee of Conference on the matter of difference between the two branches in relation to the Bill fixing the salaries of county commissioners, recommending that the House should concur in the amendments adopted by the Senate with amendments.

County commissioners.

Severally read, accepted under suspension of the rule, and sent up for concurrence.

*Bills Enacted and Resolves Passed.*

Engrossed bills:

Bills enacted.

To provide for the auditing of the accounts of county officers;

Relating to the probate offices of the several counties; and

To establish the salary of the clerk of the railroad commissioners, and to limit the compensation of their accountant;

(Which severally originated in the House);

Making appropriations for the improvement and maintenance of the Troy and Greenfield Railroad and Hoosac Tunnel;

To amend "An Act concerning the preparation, printing, and distribution of public documents;" and

To fix the salaries of the deputy tax-commissioner and commissioner of corporations, and the persons employed in his department;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed, and sent to the Senate.

Engrossed resolves:

Resolves passed.

Relating to the protection of the State-prison buildings; and

In favor of Charles J. Cox;

(Which severally originated in the Senate);

Were severally passed, signed, and sent to the Senate.

*Motion to Reconsider.*

Mr. Bennett of Boston moved to reconsider the vote whereby the House yesterday rejected the Bill to repeal

Police and municipal courts.

chapter 385 of the Acts of the year 1869, relative to the sessions of police and municipal courts; and the motion was postponed for further consideration until to-morrow, and placed first in the orders of the day.

*Orders of the Day.*

Orders of the day.

The Bill to amend chapter 78 of the Acts of the year 1879, relating to the compensation of the doorkeepers, assistant doorkeepers, and postmaster of the Senate and House of Representatives, was read a second time, and considered.

Mr. Callender of Boston moved an amendment, providing that each of the messengers shall receive fifty dollars in addition to the compensation already provided by said chapter. Mr. Leary of Worcester moved to amend so that each of the pages shall receive an additional twenty-five dollars. The amendments were severally adopted: and the bill as amended was ordered to a third reading. Subsequently, the orders of the day being laid upon the table, on motion of Mr. Rowe of Rockport, the rules were suspended, and the bill was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to amend "An Act in relation to registration and elections in the city of Boston" was read a second time, and considered. Amendments moved by Messrs. Callender of Boston, Jenkins of Boston, and Litchman of Marblehead were adopted; and the bill as amended was ordered to a third reading.

The order relative to holding a legislative session at seven o'clock in the evening was rejected.

At 5.30 adjourned.

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WEDNESDAY MORNING, April 30, 1879.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

First Congrega-  
tional Society  
of Lee.

By Mr. Smith of Lee, petition of the First Congregational Society of Lee for an Act to confirm the doings of said society. Referred to the committee on the Judiciary, under a suspension of the 20th joint Rule.

*Reports of Committees.*

By Mr. Ladd of Springfield, from the committee on Finance, that the Senate Resolve to provide for additional counsel to aid the attorney-general in protecting the interests of the Commonwealth in the Troy and Greenfield Railroad and Hoosac Tunnel ought not to pass. The resolve was considered under suspension of the rule, and rejected; and notice thereof was accordingly sent to the Senate.

Counsel for  
attorney-  
general.

By Mr. Russell of Boston, from the committee of Conference on the matter of difference between the two branches in relation to the Bill to abolish the State Detective Force, and to provide for the licensing of private detectives, that they are unable to agree, and asking to be discharged from further consideration of the same. Read, accepted under a suspension of the rule, and a new committee asked for; and Messrs. Horton of Salem, Cushing of Middleborough, and Stetson of Hanson, were appointed on its part. Sent up for concurrence.

State Detective  
Force.

By Mr. Russell of Boston, from the committee on the Judiciary, on a petition, a Bill to confirm the doings of the First Congregational Society of Lee. Read, and, under suspension of the rule, read a second and a third time, passed to be engrossed, and sent up for concurrence.

First Congrega-  
tional Society  
of Lee.

*Bills Enacted and Resolves Passed.*

An engrossed Bill fixing the salaries of county commissioners (which originated in the House) was passed to be enacted, signed, and sent to the Senate.

Bills enacted.

Engrossed resolves:

To provide for certain improvements and repairs at the State camp-ground at Framingham and the State arsenal at Cambridge; and

Resolves  
passed.

Relating to the State camp-ground at Framingham;  
(Which severally originated in the House);

Were severally passed, signed, and sent to the Senate.

*Papers from the Senate.*

The Bill in relation to the improvement of Stony Brook by the city of Boston, passed to be engrossed in concurrence by the House with certain amendments, and sent up for concurrence, came down with the indorsement that the Senate non-concurred; Messrs. Merriam, Ropes, and Ely being appointed a committee of conference on its part.

Stony Brook.

The House agreed to a committee of conference, and Messrs. Fuller of Boston, Hale of Cambridge, and Thomas of Brookline, were appointed on its part; and the bill was returned to the Senate indorsed accordingly.

**County taxes.** The House Resolve granting county taxes, passed to be engrossed by the House, and sent up for concurrence, came down passed to be engrossed in concurrence with an amendment in which the House concurred; and the bill was returned to the Senate indorsed accordingly.

**State aid.** The Bill to provide for the payment of State aid to disabled soldiers and sailors and their families, and the families of deceased soldiers and sailors, passed to be engrossed in concurrence by the House with an amendment, and, sent up for concurrence, came down with the indorsement that the Senate concurred with the House in its amendment with an amendment. The House concurred under a suspension of the rule, and the bill was returned to the Senate indorsed accordingly.

**Board of Health Report.** The order relative to printing extra copies of the report of the State Board of Health, adopted by the House, and sent up for concurrence, came down referred in non-concurrence to the committee on Printing, in which reference the House concurred.

**Doorkeepers, etc.** The Bill to amend chapter 78 of the Acts of the year 1879, relating to the compensation of the chaplain, doorkeepers, assistant doorkeepers, postmaster, messengers, and pages of the Senate and House of Representatives, came down passed to be engrossed in concurrence with certain amendments granting an additional sum of one hundred dollars to the chaplains of the two branches, and changing the title to correspond, in which the House concurred under a suspension of the rule; and the bill was returned to the Senate indorsed accordingly.

**Bills.** Notice was received from the Senate of the rejection by that branch of the House bills:

To prevent oppression by attachments of household furniture and otherwise; and

Relating to costs in civil causes.

**Assessment of taxes.** The House Bill to regulate the assessment of taxes came down, passed to be engrossed in concurrence, with an amendment striking out all after the enacting clause, and inserting substantially the provisions of a bill which is printed as Senate Doc. No. 287. Placed in the orders of the day for the afternoon, the question being on concurring in the Senate amendments.

*Orders of the Day.*

The motion to reconsider the vote whereby the House yesterday rejected the Bill to repeal chapter 385 of the Acts of the year 1869, relative to the sessions of police and municipal courts, was considered, and was rejected.

Orders of the  
day.

The Bill to amend "An Act in relation to registration and elections in the city of Boston" was read a third time, and considered. On motion of Mr. Cushing of Middleborough, it was voted that debate be closed at twenty minutes before twelve, unless a vote be sooner reached. Various amendments were proposed; and, the time having arrived for taking the vote, the Chair was proceeding to put the question on the several amendments, when Mr. Noyes of Boston asked unanimous consent to move that the bill be referred to the next General Court. There being no objection, the motion was made. The pending amendments were withdrawn, except one moved by Mr. Proctor of Marblehead, which was rejected; and the motion to refer to the next General Court prevailed, notice whereof was sent to the Senate.

At 12.30 adjourned.

## AFTERNOON SESSION.

*Reports of Committees.*

By Mr. McMahon of Boston, from the committee on Printing, that the order providing for the printing of a thousand copies of the report of the State Board of Health for the use of the Legislature should be adopted. Accepted under suspension of the rule, and sent up for concurrence.

Report of Board  
of Health.

By Mr. Brackett of Boston, from the committee appointed to consider an amendment to joint Rule No. 21 proposed by Mr. Walker of Worcester, inexpedient to so amend the rule. Accepted under suspension of the rule, and sent up for concurrence.

Joint Rule  
No. 21.

By Mr. Walker of Worcester, from a committee of Conference on the matters of difference between the two branches relative to the House Bill relative to clerks of courts, recommending that the House should concur in the amendments adopted by the Senate, with amendments. The report was accepted under suspension of the rules, and sent up for concurrence.

Clerks of courts.



Appropriation  
Bill No. 15.

By Mr. Ladd of Springfield, from the committee on Finance, on an order relative to appropriation bills, a Bill in further addition to an Act making appropriations for expenses authorized the present year, and for other purposes. Read, and, under suspension of the rules, read a second and a third time, passed to be engrossed, and sent up for concurrence.

State Detective  
Force.

By Mr. Horton of Salem, from the committee of Conference on the matter of difference between the two branches in relation to the Bill to abolish the State Detective Force, and to provide for the licensing of private detectives, recommending that the House should concur in the amendments adopted by the Senate with amendments, the said Senate amendments being to strike out all after the enacting clause, and substitute the provisions of a new bill, and an amendment to the title so that it should read as follows: "Bill to constitute a district police and to abolish the State Detective Force." Read, accepted under suspension of the rule, and sent up for concurrence.

*Papers from the Senate.*

Appropriation  
Bill No. 14.

The House Bill in addition to "An Act making appropriations for expenses authorized the present year, and for other purposes," came down, passed to be engrossed in concurrence, with an amendment in which the House concurred under suspension of the rule; and the bill was returned to the Senate indorsed accordingly.

Reports of the committee on Joint Rules and Orders. inexpedient to legislate:

Joint rules.

On an order, adopted April 15, relative to further changes in the joint rules and orders; and

Joint Rules 2, 6,  
and 21.

On the House order, adopted April 14, relative to amending the joint rules numbered 2, 6, and 21;

Severally accepted by the Senate, were severally read and accepted in concurrence, under suspension of the rule.

Assistant clerks  
Boston municipal court.

A Bill relating to the appointment of assistant clerks in the municipal court of the city of Boston, introduced on leave in the Senate, and passed to be engrossed by that branch, was read, and, under suspension of the rules, read a second and a third time, and passed to be engrossed in concurrence.

Report of State  
Board of  
Health.

Notice was received from the Senate that the order relative to printing extra copies of the report of the State Board of Health had been rejected by that branch.

The following order adopted by the Senate was, on motion of Mr. Thayer of Boston, indefinitely postponed :

*Ordered*, That the joint special committee appointed to investigate the subject of convict-labor shall not be entitled to be paid for their services for more than thirty days for each member of the committee.

The report of the committee of Conference on the matter of difference between the two branches in relation to the Bill relative to the improvement of Stony Brook by the city of Boston, that they are unable to agree, and asking to be discharged from the further consideration, accepted by the Senate, came down with the indorsement thereon that the Senate adhered to its non-concurrence. The report was accepted in concurrence, and, on motion of Mr. Russell of Boston, the House adhered to its amendments, and the report was returned to the Senate indorsed accordingly.

*Discharged from the Orders.*

On motion of Mr. Fuller of Boston, the Resolve to authorize the Bureau of Statistics of Labor to print additional copies of its Tenth Annual Report was discharged from the orders of the day, under suspension of the rule. It was read a second time, and ordered to a third reading.

On motion of the same gentleman, the rule was suspended ; and the resolve was read a third time, and passed to be engrossed in concurrence.

*Orders of the Day.*

The House concurred in the Senate amendments to the House Bill to regulate the assessment of taxes ; and the bill was returned to the Senate indorsed accordingly.

*Bills Enacted and Resolves Passed.*

Engrossed bills :

Making appropriations for expenses authorized the present year, and for other purposes ;

To amend chapter 78 of the Acts of the year 1879, relating to the compensation of the chaplains, doorkeepers, assistant doorkeepers, postmaster, messengers, and pages of the Senate and House of Representatives ;

To apportion and assess a State tax of five hundred thousand dollars ;

Bills enacted.

In addition to "An Act making appropriations for expenses authorized the present year, and for other purposes ;"

In further addition to "An Act making appropriations authorized the present year, and for other purposes ;"

Relative to clerks of courts ;

To confirm the doings of the First Congregational Society of Lee ;

To regulate the assessment of taxes ; and

To constitute a district police, and to abolish the State Detective Force ;

(Which severally originated in the House of Representatives) ;

To provide for the payment of State aid to disabled soldiers and sailors and their families, and the families of deceased soldiers and sailors ; and

Relating to the appointment of assistant clerks in the municipal court of the city of Boston ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

Resolves  
passed.

Engrossed resolves :

Granting county taxes (which originated in the House of Representatives) ; and

To authorize the Bureau of Statistics of Labor to print additional copies of its Tenth Annual Report (which originated in the Senate) ;

Were severally passed, signed, and sent to the Senate.

#### *Resolutions.*

Resolution of  
thanks to  
Speaker.

Mr. Fuller of Boston being in the Chair, Mr. Fitz Gerald of Boston offered the following resolution :—

*Resolved*, That the thanks of the members of the House of Representatives are hereby tendered to the Hon. Levi C. Wade, for the able, impartial, and conscientious manner in which he has discharged his duty as Speaker.

After remarks by Messrs. Fitz Gerald of Boston, Noyes of Boston, Cummings of Fall River, Jennings of Fall River, Russell of Boston, Baker of Beverly, and Lowther of Boston, the resolution was unanimously adopted by a rising vote.

The Speaker resumed the Chair, and spoke as follows :—

"FELLOW-MEMBERS OF THE HOUSE OF REPRESENTATIVES, — I am deeply sensible of the kindness with which you have overlooked my faults and failures, and brought

into prominence whatever there may have been worthy of praise in my conduct of the delicate and difficult duties of the Chair.

"I thank you all for the kindly feeling you have manifested toward me, not only to-day, but throughout the entire session, and which those who have just spoken have so gracefully and generously expressed. I claim no higher merit than a sincere undertaking to be fair and impartial to all, and faithful to the requirements of the trust with which you honored me. If you recognize that fact, as I believe you do, I enjoy the highest reward to which I can aspire.

"After four months of persistent effort, we have reached at last the close of the session. It has been in many respects remarkable. The political excitement of last fall was so unusual and vehement, that it was inevitable that the ground-swell of the campaign should wash over into the House, and unwontedly enliven the ordinarily staid routine of debate and enactment. Good humor, however, and the rules of courtesy and usage, have seldom been violated; and, on the occasion of any infraction, by none has their sway been re-asserted more quickly than by those who in the heat of the moment appeared to have forgotten them.

"I deem it true in an especial sense, that throughout the session the interests of the Commonwealth have been zealously guarded. This Legislature has been pre-eminently an assembly of workers. It is not improper for me, I trust, to praise the exceeding faithfulness and earnestness which you have displayed in the labors of the committee-room and upon this floor. The vast mass of public business of which you have disposed after thorough and exhaustive discussion; the decision with which you have said 'No,' and the wisdom with which you have said 'Yes,' to the measures which your judgment rejected or approved; the courage with which you have attacked the expenditures of the State, reducing and consolidating, in the interests of economy, to such extent and in such manner as differing views and a united purpose enabled you to do; the patience which you have discovered in exploring every detail, and weighing every consideration adduced,—surpass and overshadow any errors of judgment into which you may have fallen, and form an imperishable monument of your fidelity to the public trust.

"It gives us all pleasure that our association here has been personally so agreeable; that the sharp lines of

political and argumentative demarcation have not entered into our social communion, nor hindered the formation of friendships whose memories will always be delightful to recall. The influence of such attachments formed here from year to year, extending beyond their immediate objects, affects the character and welfare of all the inhabitants of the State. Even aside from the necessity of a proper exercise of its powers, if it were not for such an institution as this, bringing together, for a considerable part of the year, representatives from every district, uniting them in a common work, acquainting them with the varied wants and characteristics of their different constituencies, and binding them with ties of friendship and mutual respect, our several communities would grow away from each other, and lack the sympathies of interest and feeling which so greatly increase the happiness of our citizens and the stability of the State.

"During the session, death has broken our circle, and removed one whose character and ability gave promise of usefulness. Our friend, Mr. Long of Somerville, died so early in the session, that many of the members were not fortunate enough to enjoy the intimacy of his friendship; but none will forget the bright smile, the warm grasp, the cheery voice, which identified and endeared him. Our sympathy goes out to his widow and to his fatherless children. I rejoice at the action of the House toward them. It was just and humane, and followed a precedent honorable, and incapable of abuse.

"Our Clerk and his Assistant, the Sergeant-at-Arms, Doorkeepers, Messengers, and Pages,—I am sure we shall all unite in thanks for their courtesy, in praise for their efficiency.

"I congratulate you all upon the close of your public labors, and upon your return to the ordinary callings and domestic pleasures of your daily lives. I congratulate you upon the increased measure of prosperity which I think is in store for us all.

"I believe that your constituents and the general public, though they may object to a few of the measures you have adopted, will recognize your loyalty to the interests of the dear old Commonwealth; and that the Hundredth General Court will be an honored name upon the pages of her history."

The following resolution was offered by Mr. Litchman of Marblehead:

*Resolved*, That the thanks of the members of the House of Representatives are hereby tendered to Mr. George A. Marden, Clerk of the House, for his unvarying courtesy, his generous consideration, and for the prompt, efficient, and faithful manner in which he has performed the arduous duties of his office during the present year.

Resolution of  
thanks to Clerk.

After remarks by Messrs. Litchman of Marblehead, and Ames of Wakefield, the resolution was unanimously adopted by a rising vote.

Mr. Kelley of Cambridge offered the following resolution, which was unanimously adopted:

*Resolved*, That the acknowledgments of the House of Representatives are eminently due, and are hereby tendered, to the efficient Sergeant-at-Arms and his courteous assistants, for their able and faithful discharge of the delicate and responsible duties of their respective offices during the present legislative session.

Resolution of  
thanks to Ser-  
geant-at-Arms.

The following resolution, offered by Mr. Prescott of Boston, was also unanimously adopted:

*Resolved*, That the thanks of the House be extended to the Rev. Daniel W. Waldron, for the appropriate and acceptable manner in which he has performed the duties of his position as Chaplain during the session.

Resolution of  
thanks to Chap-  
lain.

#### *Resignation of a Member.*

A communication was read by the Speaker, from Edward J. Jenkins, resigning his seat as a member of the General Court for the Twelfth Suffolk District, which was accepted.

Resignation of  
Edward J.  
Jenkins.

#### *Prorogation.*

*Ordered*, In concurrence, that a committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon his Excellency the Governor, and inform him that the two branches of the Legislature have disposed of all the public business which has been brought before them, and to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next.

Prorogation.

Messrs. Norton, French, and Merriam having been appointed by the Senate, Messrs. Fitz Gerald of Boston, Stone of Winchester, Wilbur of Somerset, Copeland of West Bridgewater, Robinson of Lynn, Hosmer of Ware, Murray of Holyoke, and Peck of Egremont, were appointed on the part of the House.

Mr. Fitz Gerald, from the committee, afterwards reported that they had waited upon his Excellency, and informed him of the action of the two branches; and that his Excellency was pleased to say that he congratulated the members on the conclusion of their labors, and that he would communicate further with the two Houses through the Secretary of the Commonwealth.

At 9.15 o'clock, the Secretary of the Commonwealth appeared, and stated that his Excellency had signed three hundred and six acts and fifty-three resolves, that he had allowed the "Act to incorporate the Phoenix Brewing-Company of Lawrence" to become a law without his signature, and that he had returned to the House, being the branch in which it originated, with his objections thereto, the "Bill to provide for the more accurate registration of vital statistics." The Secretary further said that he had been directed by the Governor, with the consent of the Council, and in compliance with the request of the two branches, to prorogue the General Court to the Tuesday next preceding the first Wednesday in January next. And the General Court was prorogued accordingly.

Attest:

GEO. A. MARDEN, *Clerk.*

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## APPENDIX.

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[No. 1.]

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ANNUAL REGISTER

OF THE

Executive and Legislative Departments

OF THE

GOVERNMENT OF MASSACHUSETTS,

1879.

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[No. 1.]

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# ANNUAL REGISTER

OF THE

Executive and Legislative Departments

OF THE

GOVERNMENT OF MASSACHUSETTS,

1879.

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## EXECUTIVE DEPARTMENT.

| NAME AND OFFICE.                                         | Residence.    | Date of Birth.  | Native Place.    | Occupation.     | First year in office. |
|----------------------------------------------------------|---------------|-----------------|------------------|-----------------|-----------------------|
| Thomas Talbot, <i>Governor</i> . . . .                   | Billerica .   | Sept. 7, 1818,  | Cambridge, N. Y. | Manufacturer .  | 1874.                 |
| John D. Long, <i>Lieutenant-Governor</i> . . . .         | Hingham .     | Oct. 27, 1838,  | Buckfield, Me. . | Lawyer . . .    | 1875.                 |
| John S. Brayton, <i>Councillor</i> , Dist. No. 1 . . . . | Fall River .  | Dec. 3, 1826,   | Swansea . . .    | Banker . . .    | 1858. <sup>1</sup>    |
| William O. Taylor " " 2 . . . .                          | Boston . .    | April 6, 1831,  | Chicopee Falls . | Merchant . .    | 1878. <sup>1</sup>    |
| George P. Carter " " 3 . . . .                           | Cambridge .   | - 1823,         | Lancaster . .    | Manufacturer .  | 1865. <sup>1</sup>    |
| Charles McLean " " 4 . . . .                             | Boston . .    | - 1819,         | Scotland . . .   | Stucco-worker . | 1879.                 |
| Harmon Hall " " 5 . . . .                                | Saugus . .    | July 22, 1818,  | Portland, Me. .  | Merchant . .    | 1860. <sup>1</sup>    |
| Joseph A. Harwood " " 6 . . . .                          | Littleton .   | Mar. 26, 1827,  | Littleton . . .  | Manuf. & Farmer | 1875. <sup>2</sup>    |
| William Upham " " 7 . . . .                              | Spencer . .   | Feb. 28, 1825,  | Brimfield . . .  | Manufacturer .  | 1857. <sup>1</sup>    |
| Tilly Haynes " " 8 . . . .                               | Springfield . | Feb. 13, 1828,  | Sudbury . . .    | Merchant . . .  | 1868. <sup>1</sup>    |
| William M. Olin, <i>Governor's Private Sec'y</i> . . . . | Boston . .    | Sept. 18, 1845, | Warrenton, Ga.,  | Journalist . .  | 1879.                 |

*Heads of Departments —*

|                                               |               |                |                  |                    |       |
|-----------------------------------------------|---------------|----------------|------------------|--------------------|-------|
| Henry B. Peirce, <i>Secretary</i> . . .       | Abington .    | Aug. 6, 1841,  | Duxbury .        | Insurance-broker . | 1876. |
| Charles Endicott, <i>Treasurer</i> . . .      | Canton .      | Oct. 28, 1822, | Canton .         | Lawyer .           | 1870. |
| Julius L. Clarke, <i>Auditor</i> . . .        | Newton .      | Nov. 11, 1818, | Portland, Conn., | Editor .           | 1850. |
| George Marston, <i>Attorney-General</i> . . . | New Bedford . | Oct. 18, 1817, | Framingham .     | Lawyer .           | 1847. |
| A. Hun Berry, <i>Adjutant-General</i> . . .   | Boston .      | Nov. 27, 1830, | Boston .         | Farmer .           | 1866. |

<sup>1</sup> House of Representatives.

<sup>2</sup> In Senate.

## LEGISLATIVE DEPARTMENT.

## SENATE.

J. B. D. COGSWELL, PRESIDENT.

| Districts.               | SENATORS.          | Residence.     | Date of Birth. | Native Place.   | Occupation.        | 1st year<br>in Leg. |
|--------------------------|--------------------|----------------|----------------|-----------------|--------------------|---------------------|
| <b>SUFFOLK COUNTY.</b>   |                    |                |                |                 |                    |                     |
| First District . . .     | Eben Hutchinson .  | Chelsea .      | Aug. 2, 1841,  | Athens, Me.     | Lawyer .           | 1878. <sup>1</sup>  |
| Second " . . .           | Eugene L. Norton . | Boston .       | Mar. 26, 1825, | Livermore, Me.  | Manuf. & Farmer,   | 1859. <sup>2</sup>  |
| Third " . . .            | William Taylor .   | " .            | - 1831,        | St. John, N.F.  | Merchant .         | 1872. <sup>1</sup>  |
| Fourth " . . .           | James White .      | " .            | July 9, 1838,  | Hinsdale .      | Retired .          | 1876. <sup>1</sup>  |
| Fifth " . . .            | John B. Martin .   | " .            | Mar. 1, 1848,  | Boston .        | Trader .           | 1875. <sup>1</sup>  |
| Sixth " . . .            | Alvah A. Burrage . | " .            | May 20, 1823,  | Leominster      | Retired .          | 1867. <sup>1</sup>  |
| Seventh " . . .          | Albert Palmer .    | " .            | Jan. 17, 1831, | Candia, N.H.    | Ice-business       | 1872. <sup>1</sup>  |
| Eighth " . . .           | Joseph S. Ropes .  | " .            | Feb. 6, 1818,  | Boston .        | Merchant .         | 1875. <sup>1</sup>  |
| <b>Essex County.</b>     |                    |                |                |                 |                    |                     |
| First District . . .     | Nathan M. Hawkes,  | Lynn .         | Nov. 1, 1843,  | Lynnfield .     | Lawyer .           | 1875. <sup>1</sup>  |
| Second " . . .           | Stephen F. Blaney. | Peabody .      | July 24, 1844, | Peabody .       | Wood-dealer .      | 1874. <sup>1</sup>  |
| Third " . . .            | Jonas H. French .  | Gloucester     | Nov. 4, 1829,  | Boston .        | Distiller .        | 1879.               |
| Fourth " . . .           | George W. Cate .   | Amesbury .     | Mar. 10, 1834, | Northwood, N.H. | Lawyer .           | 1878. <sup>2</sup>  |
| Fifth " . . .            | Stephen Osgood .   | Georgetown .   | Nov. 16, 1826, | Salisbury .     | Merchant Tailor .  | 1871. <sup>1</sup>  |
| Sixth " . . .            | Jacob Emerson .    | Methuen .      | June 27, 1829, | Salem, N.H.     | Nat'l B'k Cashier, | 1863. <sup>1</sup>  |
| <b>Middlesex County.</b> |                    |                |                |                 |                    |                     |
| First District . . .     | Benjamin F. Hayes, | Medford .      | July, 1835,    | Berwick, Me.    | Lawyer .           | 1872. <sup>1</sup>  |
| Second " . . .           | Robert R. Bishop . | Newton .       | Mar. 31, 1834, | Medfield, Me.   | -                  | 1874. <sup>1</sup>  |
| Third " . . .            | Asa F. Morse .     | Cambridgep't., | Sept. 1, 1819, | Haverhill, N.H. | Merchant .         | 1860. <sup>1</sup>  |

# APPENDIX.

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|---------------------------|---------------------|-----------------|-----------------|------------------|---------------------------|--------------------|
| Fourth district           | Samuel N. Aldrich,  | Marlborough,    | Feb. 3, 1839,   | Upton            | Attorney-at-law           | 1879.              |
| Fifth "                   | E. Dana Bancroft    | Ayer            | Sept. 6, 1821,  | Pepperell        | Clerk and Ins. Agt.       | 1879.              |
| Sixth "                   | Daniel Russell      | Melrose         | July 16, 1824,  | Providence, R.I. | Retired                   | 1879.              |
| Seventh "                 | Francis Jewett      | Lowell          | Sept. 19, 1820, | Nelson, N.H.     | Cattle-dealer             | 1877.*             |
| <b>WORCESTER COUNTY.</b>  |                     |                 |                 |                  |                           |                    |
| First District            | Henry C. Rice       | Worcester       | Aug. 22, 1827,  | Millbury         | Lawyer                    | 1859. <sup>1</sup> |
| Second "                  | William Knowlton    | Upton           | Dec. 6, 1837,   | Sutton           | Farmer                    | 1879.              |
| Third "                   | James W. Stockwell, | Sutton          | Jan. 12, 1818,  | New Salem        | Banker                    | 1851. <sup>1</sup> |
| Fourth "                  | Alpheus Harding     | Athol           | Mar. 1, 1822,   | Westport, N.Y.   | Lawyer                    | 1869. <sup>1</sup> |
| Fifth "                   | Charles H. Merriam, | Leominster      |                 |                  |                           |                    |
| <b>HAMPDEN COUNTY.</b>    |                     |                 |                 |                  |                           |                    |
| First District            | Charles L. Gardner, | Palmer          | May 26, 1839,   | Cummington       | Lawyer                    | 1875. <sup>1</sup> |
| Second "                  | A. C. Woodworth     | Chicopee        | June 5, 1841,   | Chicopee         | Manufacturer              | 1879.              |
| <b>HAMPSHIRE COUNTY.</b>  |                     |                 |                 |                  |                           |                    |
| Hampshire District        | John L. Otis        | Northampton,    | July 15, 1827,  | Lyme, Conn.      | Manufacturer              | 1878. <sup>1</sup> |
| <b>FRANKLIN COUNTY.</b>   |                     |                 |                 |                  |                           |                    |
| Franklin District         | Henry Winn          | Buckland        | Dec. 8, 1837,   | Whitingham, Vt.  | Lawyer                    | 1877. <sup>1</sup> |
| <b>BERKSHIRE COUNTY.</b>  |                     |                 |                 |                  |                           |                    |
| North Berkshire District, | Dallas J. Dean      | Adams           | Aug. 17, 1716,  | Cheshire         | Merchant                  | 1848. <sup>1</sup> |
| South "                   | Justin Dewey        | Gt. Barrington. | June 12, 1836,  | Alford           | Lawyer                    | 1863. <sup>1</sup> |
| <b>NORFOLK COUNTY.</b>    |                     |                 |                 |                  |                           |                    |
| First Norfolk District    | Nathaniel Wales     | Stoughton       | Nov. 25, 1819,  | Brockton         | Tr. Stoughton B. & S. Co. | 1879.              |
| Second "                  | Frederick D. Ely    | Dedham          | Sept. 24, 1838, | Wrentham         | Lawyer                    | 1873. <sup>1</sup> |
| <b>PLYMOUTH COUNTY.</b>   |                     |                 |                 |                  |                           |                    |
| First Plymouth District   | Joseph S. Beal      | Kingston        | Aug. 7, 1814,   | Kingston         | Lawyer                    | 1846. <sup>1</sup> |
| Second "                  | Jonathan White      | Brockton        | Aug. 22, 1819,  | Holbrook         | Lawyer                    | 1864. <sup>1</sup> |

<sup>1</sup> House of Representatives.

<sup>2</sup> Senate.



| DISTRICTS.                                   | SENATORS.               | Residence.       | Date of Birth. | Native Place.       | Occupation.          | 1st year<br>in Leg. |
|----------------------------------------------|-------------------------|------------------|----------------|---------------------|----------------------|---------------------|
| BRISTOL COUNTY.                              |                         |                  |                |                     |                      |                     |
| First District . . .                         | Ezra Davol . . .        | Taunton . . .    | Jan. 10, 1838, | Johnston, R. I. . . | Publisher . . .      | 1873. <sup>2</sup>  |
| Second " . . .                               | Weaver Osborn . . .     | Fall River . . . | May 28, 1815,  | Tiverton, R. I. . . | Banker and Auct. . . | 1868. <sup>1</sup>  |
| Third " . . .                                | Hosea M. Knowlton,      | New Bedford,     | May 20, 1847,  | Durham, Me. . .     | Lawyer . . .         | 1876. <sup>1</sup>  |
| BARNSTABLE, NANTUCKET<br>AND DUKES COUNTIES. |                         |                  |                |                     |                      |                     |
| Cape District . . .                          | J. B. D. Cogswell . . . | Yarmouth . . .   | June 6, 1829,  | Yarmouth . . .      | Lawyer . . .         | 1857. <sup>1</sup>  |

<sup>1</sup> House of Representatives.

<sup>2</sup> Senate.

OFFICERS OF THE SENATE.

| NAME AND OFFICE.                                                     | Residence.        | Date of Birth. | Native Place.  | First<br>year in<br>office. |
|----------------------------------------------------------------------|-------------------|----------------|----------------|-----------------------------|
| Stephen N. Gifford, <i>Clerk</i> . . . . .                           | Duxbury . . .     | July 21, 1815, | Pembroke . . . | 1858.                       |
| Isaac Dunham, <i>Chaplain</i> . . . . .                              | Bridgewater . . . | Jan. 30, 1818, | Plymouth . . . | 1876.                       |
| O. F. Mitchell, <i>Sergeant-at-Arms</i> (to both branches) . . . . . | Bridgewater . . . | 1838,          | Wareham . . .  | 1875.                       |

# HOUSE OF REPRESENTATIVES.

LEVI C. WADE, SPEAKER.

| DISTRICTS.             | REPRESENTATIVES.                            | Residence. | Date of Birth.                                     | Native Place.                                    | Occupation.                                           | 1st year in Leg. <sup>1</sup> |
|------------------------|---------------------------------------------|------------|----------------------------------------------------|--------------------------------------------------|-------------------------------------------------------|-------------------------------|
| <b>SUFFOLK COUNTY.</b> |                                             |            |                                                    |                                                  |                                                       |                               |
| No. 1 . . .            | { George T. Sampson,<br>Richard Beeching .  | Boston .   | Feb. 16, 1819,<br>Aug. 19, 1823,<br>Nov. 18, 1837, | Duxbury .<br>Kent, England .<br>St. John, N.B. . | Ship-builder .<br>Cork-manufact'r .<br>Boiler-maker . | 1863.<br>1864.<br>1879.       |
| 2 . . .                | { William A. Foss .<br>John B. Norton .     | " .        | July 20, 1838,<br>May 27, 1823,                    | Boston .<br>Livermore, Me. .                     | Book-keeper .<br>Morocco-manuf. .                     | 1879.<br>1876.                |
| 3 . . .                | { Jeremiah J. Crowley,<br>Joseph W. Davis . | " .        | Aug. 31, 1850,<br>Feb. 1, 1834,                    | Boston .<br>Boston .                             | Upholsterer .<br>Stock-broker .                       | 1879.<br>1879.                |
| 4 . . .                | { John H. Dee .<br>John H. Sherburne .      | " .        | May 13, 1844,<br>Dec. 7, 1845,                     | Boston .<br>Boston .                             | Engineer .<br>Lawyer .                                | 1879.<br>1879.                |
| 5 . . .                | { James L. Quigley .<br>Cornelius Desmond . | " .        | Sept. 8, 1848,<br>May 11, 1838,                    | Boston .<br>Boston .                             | Furniture-finisher,<br>Printer .                      | 1879.<br>1877.                |
| 6 . . .                | { Neil Henry .<br>Richard Roach .           | " .        | Mar. 29, 1853,<br>Apr. 3, 1833,                    | Derry, Ireland .<br>Cork, Ireland .              | Bill-poster .<br>Grocer .                             | 1879.<br>1879.                |
| 7 . . .                | { Dennis O'Connor .<br>James L. Locke .     | " .        | June,<br>May 14, 1832,                             | Ireland .<br>Epsom, N.H. .                       | Trader .<br>Restaurant .                              | 1877.<br>1868.                |
| 8 . . .                | { Edward F. Thayer .<br>George W. Lowther,  | " .        | Nov. 18, 1835,<br>Jan. 9, 1822,                    | Brookline .<br>Edenton, N.C. .                   | Real Estate .<br>Hair-dresser .                       | 1877.<br>1878.                |
| 9 . . .                | { Thomas Russell .<br>A. J. C. Sowdon .     | " .        | Sept. 26, 1825,<br>Mar. 6, 1835,                   | Plymouth .<br>Boston .                           | Counsellor-at-law .<br>Retired .                      | 1879.<br>1879.                |
| 10 . . .               |                                             | " .        |                                                    |                                                  |                                                       |                               |

<sup>1</sup> In House, unless otherwise specified.

| DISTRICTS.         | REPRESENTATIVES.      | Residence. | Date of Birth. | Native Place.   | Occupation.         | 1st year in Leg. |
|--------------------|-----------------------|------------|----------------|-----------------|---------------------|------------------|
| SUFFOLK Co. — Con. |                       |            |                |                 |                     |                  |
| No. 11 . . .       | Charles J. Prescott . | Boston .   | Feb. 15, 1838, | Boston .        | Coal-dealer .       | 1877.            |
| 12 . . .           | Hamilton A. Hill .    | " .        | Apr. 14, 1827, | London, Eng.    | Retired Merchant .  | 1878.            |
| 13 . . .           | Patrick F. Murphy .   | " .        | July 25, 1853, | Boston .        | Book-keeper .       | 1878.            |
| 14 . . .           | Edward J. Jenkins .   | " .        | Dec. 20, 1854, | London .        | Lawyer .            | 1877.            |
| 15 . . .           | James A. McGeough,    | " .        | —              | Ireland .       | Lawyer .            | 1879.            |
| 16 . . .           | T. F. Fitz Gerald .   | " .        | Dec. 20, 1848, | Ireland .       | Clerk .             | 1878.            |
| 17 . . .           | Charles J. Noyes .    | " .        | Aug. 7, 1841,  | Haverhill .     | Counsellor-at-law . | 1866.            |
| 18 . . .           | George H. Bond .      | " .        | —              | Saxonville .    | Grocer .            | 1879.            |
| 19 . . .           | Alonzo Warren .       | " .        | June 4, 1827,  | Charleston, Vt. | Water-wheel M'r'r . | 1876.            |
| 20 . . .           | John F. McMahon .     | " .        | Apr. 12, 1848, | South Boston    | Machinist .         | 1879.            |
| 21 . . .           | Joseph H. O'Neil .    | " .        | Mar. 23, 1853, | Fall River .    | Carpenter .         | 1878.            |
| 22 . . .           | Timothy B. Spillane,  | " .        | March, 1849,   | Ireland .       | Carpenter .         | 1879.            |
| 23 . . .           | J. Q. A. Brackett .   | " .        | June 8, 1842,  | Bradford, N.H.  | Lawyer .            | 1877.            |
| 24 . . .           | John Sweetser .       | " .        | —              | Newburyport .   | Merchant .          | 1879.            |
| 25 . . .           | Henry D. Hyde .       | " .        | Apr. 18, 1838, | Southbridge     | Lawyer .            | 1878.            |
| 26 . . .           | Lewis Coleman .       | " .        | —              | Wrentham .      | Merchant .          | 1879.            |
| 27 . . .           | John Joyce .          | " .        | May 8, 1837,   | London .        | Currier .           | 1879.            |
| 28 . . .           | Francis E. Hines .    | " .        | Dec. 2, 1850,  | Boston .        | Medical Student .   | 1879.            |
| 29 . . .           | Payson E. Tucker .    | " .        | May 16, 1834,  | Dorchester .    | Counsellor-at-law . | 1878.            |
| 30 . . .           | James B. Graham .     | " .        | Aug. 20, 1855, | Halifax, N.S.   | Master-painter .    | 1877.            |
| 31 . . .           | Henry W. Fuller .     | " .        | June 30, 1840, | New Hampshire,  | Lawyer .            | 1875.            |
| 32 . . .           | Arthur W. Tufts .     | " .        | Feb. 20, 1828, | Charlestown     | Retired Merchant .  | 1879.            |
| 33 . . .           | W. H. Carberry .      | " .        | Feb. 22, 1840, | Roxbury .       | Iron-moulder .      | 1878.            |
| 34 . . .           | Matthew Rolles .      | " .        | June 11, 1807, | Ashford, Conn.  | Banker .            | 1878.            |
| 35 . . .           | H. A. Johnson .       | " .        | Mar. 18, 1818, | Charlestown     | Merchant .          | 1878.            |

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|                      |                      |                 |                 |                  |                    |       |
|----------------------|----------------------|-----------------|-----------------|------------------|--------------------|-------|
| No. 24 .             | Joseph Winwell       | Boston .        | Feb. 5, 1816,   | Portland, Me.    | Merchant Tailor .  | 1877. |
| 25 .                 | Edward B. Callender, | " .             | Feb. 28, 1851,  | Boston .         | Lawyer .           | 1879. |
|                      | Joseph Bennett .     | " .             | May 26, 1840,   | Bridgeton, Me. . | Lawyer .           | 1879. |
| 26 .                 | Elbridge C. Donnell, | Chelsea .       | Sept. 15, 1839, | Boston .         | Ship-joiner .      | 1872. |
|                      | Charles H. Ferson .  | " .             | Aug. 30, 1819,  | Frankest'n, N.H. | Brick-manufact'r . | 1879. |
|                      | Rufus Trussell .     | " .             | - - - 1805,     | Camden, Me. .    | Lumber-dealer .    | 1866. |
| <b>Essex County.</b> |                      |                 |                 |                  |                    |       |
| No. 1 .              | Amos Rowe .          | Rockport .      | Apr. 11, 1831,  | Rockport .       | Foreman Gran. Co., | 1865. |
| 2 .                  | Stephen Rich .       | Gloucester .    | Dec. 9, 1834,   | Gloucester .     | Carpenter .        | 1879. |
| 3 .                  | Charles H. Wonsom .  | E. Gloucester . | Aug. 9, 1843,   | Essex .          | Clerk .            | 1879. |
| 4 .                  | John F. James .      | Essex .         | Nov. 28, 1837,  | Danvers .        | Ship-builder .     | 1879. |
| 5 .                  | J. Albert Blake .    | Danvers .       | Apr. 15, 1843,  | Beverly .        | Shoe-manufact'r .  | 1879. |
| 6 .                  | John I. Baker .      | Beverly .       | Aug. 16, 1812,  | Salem .          | Real Estate .      | 1840. |
|                      | Charles S. Osgood .  | " .             | Mar. 13, 1839,  | Salem .          | Lawyer .           | 1874. |
|                      | George D. Glover .   | " .             | Apr. 30, 1823,  | West Newbury .   | Boot & Shoe Deal., | 1871. |
| 7 .                  | Horace Brown .       | " .             | Aug. 31, 1851,  | Salem .          | Attorney .         | 1879. |
|                      | Nathaniel A. Horton, | Marblehead .    | Apr. 16, 1830,  | Marblehead .     | Journalist .       | 1860. |
| 8 .                  | Wm. P. Proctor .     | " .             | - - - 1833,     | Marblehead .     | Shoemaker .        | 1879. |
|                      | Chas. H. Litchman .  | Lynn .          | Apr. 8, 1849,   | Marblehead .     | Shoemaker .        | 1879. |
| 9 .                  | Amasa C. Robinson,   | " .             | May 16, 1828,   | Providence, R.I. | Shoe-cutter .      | 1879. |
|                      | C. A. Wentworth, 2d, | " .             | Apr. 29, 1830,  | Ossipee, N.H. .  | Shoemaker .        | 1879. |
| 10 .                 | Daniel R. Pinkham .  | " .             | Nov. 19, 1848,  | Lynn .           | Patent Medicines . | 1879. |
|                      | William Lyon .       | " .             | Sept. 6, 1828,  | Marblehead .     | Shoemaker .        | 1879. |
| 11 .                 | Thomas H. Day .      | " .             | Dec. 22, 1846,  | Roxbury .        | Grocer .           | 1879. |
| 12 .                 | Henry Wardwell .     | Peabody .       | Apr. 28, 1840,  | Ipswich .        | Lawyer .           | 1879. |
| 13 .                 | Dudley Bradstreet .  | Topsham .       | July 6, 1827,   | Danvers .        | Farmer .           | 1879. |
| 14 .                 | Newton P. Frye .     | No. Andover .   | Oct. 26, 1845,  | Methuen .        | Attorney-at-law .  | 1879. |
| 15 .                 | William S. Coggin .  | Boxford .       | Nov. 27, 1812,  | Tewksbury .      | Clergyman .        | 1879. |

## APPENDIX.

| DISTRICTS.        | REPRESENTATIVES.                                                | Residence.                                    | Date of Birth.                                   | Native Place.                            | Occupation.                               | 1st year<br>in Leg.     |
|-------------------|-----------------------------------------------------------------|-----------------------------------------------|--------------------------------------------------|------------------------------------------|-------------------------------------------|-------------------------|
| Essex Co. — Con.  |                                                                 |                                               |                                                  |                                          |                                           |                         |
| No. 16 . . .      | {<br>Benj. F. Atkinson .<br>Samson Levy .                       | Newburyport.                                  | Nov. 5, 1822,<br>Mar. 24, 1832,                  | Maine .<br>Germany .                     | Ship-builder .<br>Merchant .              | 1879.<br>1879.          |
| 17 . . .          | {<br>Albert Kimball .<br>Orrin Warren .                         | Bradford .                                    | Oct. 30, 1812,<br>Jan. 20, 1833,                 | Bradford .<br>Fryeburg, Me.              | Farmer .<br>Physician .                   | 1879.<br>1879.          |
| 18 . . .          | {<br>Albert S. Adams .<br>William A. Brooks .                   | W. Newbury .<br>Amesbury .                    | July 9, 1825,<br>Apr. 2, 1835,                   | Newbury .<br>Buxton, Me.                 | Machinist .<br>Dry-goods .                | 1879.<br>1878.          |
| 19 . . .          | {<br>D. Smith Kimball .<br>Edmund P. Sargent,<br>Abel Webster . | Haverhill .<br>" .<br>Methuen .<br>Lawrence . | Jan. 2, 1839,<br>Oct. 15, 1823,<br>Mar. 6, 1818, | Haverhill .<br>Amesbury .<br>Wilton, Me. | Shoemaker .<br>Farmer .<br>Iron-founder . | 1879.<br>1879.<br>1878. |
| 20 . . .          | {<br>Joseph J. Nichols .<br>Levi Emery .                        | " .<br>" .                                    | Sept. 3, 1850,<br>Aug. 12, 1817,                 | Cork, Ireland<br>Salem, N.H.             | Clerk .<br>Farmer .                       | 1879.<br>1877.          |
| 21 . . .          | {<br>Jesse Moulton .                                            | " .                                           | Aug. 9, 1847,                                    | Houlton, Me.                             | Stone Contractor .                        | 1879.                   |
| MIDDLESEX COUNTY. |                                                                 |                                               |                                                  |                                          |                                           |                         |
| No. 1 . . .       | {<br>Edwin B. Hale .<br>Geo. W. Park .                          | Cambridge .                                   | June 16, 1839,<br>Oct. 20, 1834,                 | Orford, N.H.<br>Salem, O.                | Lawyer .<br>Counsellor-at-law .           | 1878.<br>1879.          |
| 2 . . .           | {<br>Lucius R. Paige .<br>A. Carter Webber .                    | " .<br>" .                                    | Mar. 8, 1802,<br>Feb. 27, 1827,                  | Hardwick .<br>Boston .                   | Author .<br>Physician .                   | 1878.<br>1879.          |
| 3 . . .           | {<br>James H. Sparrow .<br>Joseph J. Kelley .                   | " .<br>" .                                    | Sept. 5, 1825,<br>Nov. 28, 1842,                 | Orleans .<br>Ireland .                   | Architect .<br>Cabinet-maker .            | 1879.<br>1877.          |
| 4 . . .           | {<br>R. E. Nickerson .<br>James Long <sup>1</sup> .             | Somerville .<br>" .                           | Apr. 29, 1830,<br>— 1840,                        | Provincetown .<br>Ireland .              | Merchant .<br>Carpenter .                 | 1878.<br>1879.          |
| 5 . . .           | {<br>Charles S. Lincoln <sup>2</sup> .<br>Jacob T. Glines .     | " .<br>" .                                    | Apr. 20, 1826,<br>July 20, 1817,                 | Walpole, N.H.<br>Monticomborough, N.H.   | Attorney .<br>Merchant .                  | 1879.<br>1878.          |
| 6 . . .           | {<br>John H. Hooper .<br>Elihu S. Converse .                    | Medford .<br>Malden .                         | May 26, 1833,<br>July 28, 1820,                  | Walpole .<br>Needham .                   | House-carpenter .<br>Treas. of B.R.S.Co.  | 1879.<br>1878.          |
| 7 . . .           | {<br>James P. Magro .                                           | " .                                           | Nov. 10, 1819,                                   | Bauger, Ireland .                        | Bookseller .                              | 1879.                   |

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|         |                      |               |                 |                   |                    |       |
|---------|----------------------|---------------|-----------------|-------------------|--------------------|-------|
| No. 9 . | Joseph D. Wilde      | Melrose .     | Aug. 27, 1829,  | Concord, N.H.     | Furniture-dealer . | 1879. |
| 10 .    | John F. Berry .      | Stoneham      | May 22, 1840,   | Tamworth, N.H.    | Clothier .         | 1879. |
| 11 .    | Azel Ames, jun.      | Wakefield     | Aug. 16, 1845,  | Chelsea           | Physician .        | 1879. |
| 12 .    | Daniel H. Wadlin     | Reading       | Apr. 2, 1820,   | Sedgewick, Me..   | Shoemaker .        | 1879. |
| 13 .    | Montresor S. Seeley, | Woburn        | Aug. 19, 1838,  | Bridgeport, Conn. | Merchant .         | 1879. |
| 14 .    | Josiah F. Stone      | Winchester    | Oct. 16, 1822,  | Cornish, N.H.     | Retired Merchant.  | 1879. |
| 15 .    | Wm. H. Ingraham .    | Watertown     | Aug. - 1817,    | Peasham, Vt.      | Merchant .         | 1879. |
| 16 .    | Levi C. Wade .       | Newton .      | Jan. 16, 1843,  | Allegany C., Pa.  | Lawyer .           | 1876. |
| 17 .    | Charles E. Ranlett . | "             | Nov. 9, 1816,   | Montville, Me.    | -                  | 1877. |
| 18 .    | David Randall        | Waltham       | Feb. 24, 1818,  | Richmond, N.H.    | Com. Merchant      | 1877. |
| 19 .    | Augustus E. Scott    | Lexington     | - - 1839,       | Franklin .        | Attorney-at-law    | 1879. |
| 20 .    | John W. Peabody      | Dracut .      | Dec. 19, 1837,  | Dracut .          | Farmer .           | 1879. |
| 21 .    | William M. Hoar      | Lowell .      | Nov. 21, 1850,  | Lowell .          | Physician .        | 1879. |
| 22 .    | L. R. J. Varnum      | "             | Feb. 22, 1846,  | Dracut .          | Real Estate .      | 1879. |
| 23 .    | Robert E. Crowley    | "             | Feb. 14, 1844,  | Andover .         | Machinist .        | 1879. |
| 24 .    | James W. Bennett .   | "             | Mar. 21, 1833,  | N. Market, N.H.   | Contractor .       | 1879. |
| 25 .    | William H. Wiggins,  | "             | Aug. 1, 1823,   | Epping, N.H.      | Contractor         | 1878. |
| 26 .    | John J. Pickman      | Concord       | Jan. 9, 1850,   | Lowell .          | Counsellor-at-law  | 1879. |
| 27 .    | Richard Barrett      | Weston .      | Aug. 30, 1818,  | Concord .         | Sec., M.M.F.I.Co., | 1857. |
| 28 .    | Alonzo S. Fiske      | Natick .      | Oct. 4, 1818,   | Weston .          | Farmer .           | 1879. |
| 29 .    | Francis Bigelow      | Sherborn      | Apr. 21, 1840,  | Sherborn          | Expressman .       | 1879. |
| 30 .    | Jonathan Holbrook    | Hopkinton     | Feb. 16, 1809,  | Sherborn          | Manufacturer       | 1879. |
| 31 .    | J. Whittemore        | Frankingham   | Oct. 7, 1808,   | Jay, Me.          | Deputy Sheriff     | 1879. |
| 32 .    | Joel C. Clark .      | Marlborough . | Apr. 11, 1842,  | Hallowell, Me.    | Printer .          | 1879. |
| 33 .    | Daniel S. Mooney     | Stow .        | Oct. 16, 1844,  | N. Hampton, N.H.  | Merchant .         | 1879. |
| 34 .    | Edwin Whitney        | Pepperell     | Oct. 2, 1812,   | Harvard           | Lawyer .           | 1846. |
| 35 .    | Sumner P. Lawrence,  | Ashby .       | Aug. 25, 1837,  | Pepperell .       | Carriage-maker     | 1879. |
|         | Francis W. Wright.   |               | Sept. 27, 1819, | Nelson, N.H.      | Farmer .           | 1879. |

† Died Jan. 29, 1879.

\* Elected in place of James Long, deceased and qualified Feb. 52.

## APPENDIX.

| DISTRICTS.               | REPRESENTATIVES.              | Residence.               | Date of Birth.           | Native Place.               | Occupation.                 | 1st year in Leg. |
|--------------------------|-------------------------------|--------------------------|--------------------------|-----------------------------|-----------------------------|------------------|
| <b>WORCESTER COUNTY.</b> |                               |                          |                          |                             |                             |                  |
| No. 1 . . . . .          | Frederick Thayer . . . . .    | Blackstone . . . . .     | Dec. 20, 1844, . . . . . | Blackstone . . . . .        | Manufacturer . . . . .      | 1879.            |
| 2 . . . . .              | Homer W. Darling . . . . .    | Mendon . . . . .         | Jan. 8, 1832, . . . . .  | E. Hampton, Ct. . . . .     | Farmer . . . . .            | 1879.            |
| 3 . . . . .              | Isaac N. Crosby . . . . .     | Millford . . . . .       | July 10, 1824, . . . . . | Millford . . . . .          | Lumber & Coal . . . . .     | 1879.            |
| 4 . . . . .              | Francis E. Fowler . . . . .   | Northbridge . . . . .    | July 26, 1844, . . . . . | Northbridge . . . . .       | Farmer . . . . .            | 1879.            |
| 5 . . . . .              | George O. Brigham . . . . .   | Westborough, . . . . .   | Nov. 9, 1822, . . . . .  | Westborough . . . . .       | Bank-cashier . . . . .      | 1878.            |
| 6 . . . . .              | Samuel R. Damon . . . . .     | Lancaster . . . . .      | Mar. 12, 1821, . . . . . | Ashby . . . . .             | Brick-manufact'r . . . . .  | 1870.            |
| 7 . . . . .              | Abner Barnard . . . . .       | Harvard . . . . .        | Feb. 14, 1832, . . . . . | Harvard . . . . .           | Farmer . . . . .            | 1879.            |
| 8 . . . . .              | Charles T. Crocker . . . . .  | Fitchburg . . . . .      | Mar. 2, 1833, . . . . .  | Fitchburg . . . . .         | Paper-manufact'r, . . . . . | 1879.            |
| 9 . . . . .              | Luther J. Brown . . . . .     | " . . . . .              | Dec. 31, 1827, . . . . . | Eden, Vt. . . . .           | Merchant . . . . .          | 1878.            |
| 10 . . . . .             | William H. Brown . . . . .    | Princeton . . . . .      | Mar. 21, 1821, . . . . . | Princeton . . . . .         | Chair-manufact'r . . . . .  | 1879.            |
| 11 . . . . .             | Wilder P. Clark . . . . .     | Winchendon . . . . .     | - - - 1832, . . . . .    | Chesterfield, N.H. . . . .  | Wooden-ware . . . . .       | 1877.            |
| 12 . . . . .             | Leander B. Morse . . . . .    | Athol . . . . .          | Dec. 29, 1842, . . . . . | Athol . . . . .             | Furniture . . . . .         | 1879.            |
| 13 . . . . .             | Lyman Clark . . . . .         | Petersham . . . . .      | Dec. 30, 1836, . . . . . | Sago, W. Va. . . . .        | Clergyman . . . . .         | 1879.            |
| 14 . . . . .             | Chauncy Loring . . . . .      | Barre . . . . .          | Oct. 8, 1830, . . . . .  | Petersham . . . . .         | Carriage-manuf. . . . .     | 1879.            |
| 15 . . . . .             | Charles R. Bartlett . . . . . | Rutland . . . . .        | Oct. 13, 1842, . . . . . | Rutland . . . . .           | Farmer . . . . .            | 1879.            |
| 16 . . . . .             | Theodore C. Bates . . . . .   | No. Brookfi'd, . . . . . | June 4, 1843, . . . . .  | North Brookfield, . . . . . | Manufacturer . . . . .      | 1879.            |
| 17 . . . . .             | Joseph Smith . . . . .        | Warren . . . . .         | June 30, 1822, . . . . . | Biddford, Me. . . . .       | Cotton-manuf. . . . .       | 1879.            |
| 18 . . . . .             | Samuel C. Paine . . . . .     | Oxford . . . . .         | Feb. 21, 1807, . . . . . | Woodstock, Ct. . . . .      | Physician . . . . .         | 1879.            |
| 19 . . . . .             | George D. Woodbury, . . . . . | Charlton . . . . .       | Oct. 11, 1844, . . . . . | New York City . . . . .     | Farmer . . . . .            | 1879.            |
| 20 . . . . .             | Robert Humphrey . . . . .     | Webster . . . . .        | Oct. 14, 1825, . . . . . | Dudley . . . . .            | Shoe-manufact'r . . . . .   | 1879.            |
| 21 . . . . .             | George W. Rice . . . . .      | Sutton . . . . .         | Jan. 22, 1836, . . . . . | Sutton . . . . .            | Lumber-dealer . . . . .     | 1879.            |
| 22 . . . . .             | David F. Wood . . . . .       | Northborough, . . . . .  | Feb. 16, 1818, . . . . . | Uxbridge . . . . .          | Woolen-manuf. . . . .       | 1879.            |
| 23 . . . . .             | George F. Colburn . . . . .   | Leominster . . . . .     | Jan. 21, 1830, . . . . . | Leominster . . . . .        | Comb-manufact'r . . . . .   | 1878.            |
| 24 . . . . .             | Thomas J. Hastings, . . . . . | Worcester . . . . .      | Jan. 24, 1835, . . . . . | Candlen, Mr. . . . .        | Manufacturer . . . . .      | 1877.            |
| 25 . . . . .             | Wm. A. Snyth . . . . .        | " . . . . .              | Jan. 22, 1824, . . . . . | Cortland, Mr. . . . .       | Insurance-agent . . . . .   | 1878.            |
| 26 . . . . .             | Frank W. Lamy . . . . .       | " . . . . .              | Apr. 26, 1854, . . . . . | Worcester . . . . .         | Attorney . . . . .          | 1878.            |

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|                   |                                 |               |                 |                  |                    |       |
|-------------------|---------------------------------|---------------|-----------------|------------------|--------------------|-------|
| No. 21 .          | M. J. McCafferty                | Worcester     | June 17, 1829,  | Ireland          | Lawyer             | 1868. |
| 22 .              | James H. Mellen                 | "             | Nov. 7, 1845,   | Worcester        | Moulder            | 1877. |
| 23 .              | Joseph H. Walker                | "             | Dec. 21, 1829,  | Boston           | Boot-manufact'r    | 1879. |
| 24 .              | Calvin L. Harkshorn,            | "             | Dec. 26, 1832,  | Worcester        | Farmer             | 1879. |
| 25 .              | John D. Washburn <sup>1</sup> . | "             | Mar. 27, 1833,  | Boston           | Lawyer             | 1876. |
| HAMPSHIRE COUNTY. |                                 |               |                 |                  |                    |       |
| No. 1 .           | William M. Gaylord,             | Northampton,  | Sept. 28, 1821, | New Milford, Ct. | Iron-manufacturer, | 1875. |
| 2 .               | Henry S. Sheldon                | Southampton,  | Dec. 1828,      | Southampton      | Farmer             | 1879. |
| 3 .               | Royal M. Montague,              | Hadley        | Mar. 18, 1828,  | Hadley           | Farmer             | 1879. |
| 4 .               | Alvan Barrus                    | Goshen        | Oct. 14, 1831,  | Goshen           | Farmer             | 1879. |
| 5 .               | Edward P. Crowell               | Amherst       | Sept. 7, 1830,  | Essex            | College Professor  | 1879. |
|                   | Fred. N. Hosmer                 | Ware          | - - - 1828,     | Willimantic, Ct. | Clothing-dealer    | 1879. |
| HAMPDEN COUNTY.   |                                 |               |                 |                  |                    |       |
| No. 1 .           | William J. Ricketts             | Monson        | Nov. 9, 1838,   | Staverton, Eng.  | Book-keeper        | 1879. |
| 2 .               | Benjamin F. Burr                | Ludlow        | July 6, 1831,   | Ludlow           | Farmer             | 1879. |
| 3 .               | Frank H. Morton                 | Chicopee      | May 29, 1849,   | Chicopee         | Coal-dealer        | 1879. |
| 4 .               | William Pynchon                 | Springfield   | June 20, 1820,  | Springfield      | Retired Farmer     | 1878. |
| 5 .               | J. E. Shipman                   | "             | Dec. 17, 1832,  | Chester, Ct.     | Printer            | 1879. |
| 6 .               | Charles R. Ladd                 | "             | Apr. 9, 1822,   | Tolland, Ct.     | Insurance-agent    | 1853. |
| 7 .               | Eleazer S. Beebe                | E. L'gmeadow, | May 9, 1820,    | So. Wilbraham    | Physician          | 1879. |
| 8 .               | E. B. Maynard                   | Springfield   | Nov. 21, 1842,  | Wilbraham        | Lawyer             | 1879. |
| 9 .               | Thomas L. Keough                | Holyoke       | Oct. 31, 1843,  | Montreal, Can.   | Carriage-manuf.    | 1879. |
| 10 .              | Joseph Murray                   | "             | Jan. 17, 1818,  | Farmington, N.H. | Real Estate Agent, | 1879. |
| 11 .              | Merritt Van Deusen,             | Westfield     | Dec. 3, 1820,   | Becket           | Whip-manufact'r.   | 1879. |
|                   | James H. Bryan                  | "             | May 12, 1842,   | Hackensack, N.J. | Cigar-manufact'r.  | 1879. |
|                   | E. D. Dickinson                 | Granville     | Apr. 27, 1834,  | East Granville   | Toy-manufact'r     | 1879. |

<sup>1</sup> Resigned Jan. 29, 1879, on account of ill health. J. Marcus Elce was elected to fill the vacancy, and was qualified Feb. 18, 1879.



## APPENDIX.

| Districts.               | REPRESENTATIVES.               | Residence.              | Date of Birth. | Native Place.             | Occupation.               | 1st year<br>in Leg. |
|--------------------------|--------------------------------|-------------------------|----------------|---------------------------|---------------------------|---------------------|
| <b>FRANKLIN COUNTY.</b>  |                                |                         |                |                           |                           |                     |
| No. 1 . . . . .          | Rufus Livermore . . . . .      | Orange . . . . .        | Nov. - 1839,   | Groton . . . . .          | Sec., R. H. M. Co.,       | 1879.               |
| 2 . . . . .              | Joseph F. Bartlett . . . . .   | Montague . . . . .      | July 25, 1843, | Ware . . . . .            | Dealer in Paints .        | 1879.               |
| 3 . . . . .              | Eben A. Hall . . . . .         | Greenfield . . . . .    | Dec. 20, 1839, | Taunton . . . . .         | Publisher . . . . .       | 1879.               |
| 4 . . . . .              | Charles P. Aldrich . . . . .   | So. Deerfield . . . . . | Dec. 2, 1852,  | Belchertown . . . . .     | Hotel-keeper . . . . .    | 1878.               |
| 5 . . . . .              | Richard H. Hoyt . . . . .      | Barnardston . . . . .   | Dec. 27, 1820, | Barnardston . . . . .     | Harness-maker . . . . .   | 1879.               |
| 6 . . . . .              | Leonard B. Rice . . . . .      | Charlément . . . . .    | Mar. 30, 1829, | Charlément . . . . .      | Farmer . . . . .          | 1864.               |
| <b>BERKSHIRE COUNTY.</b> |                                |                         |                |                           |                           |                     |
| No. 1 . . . . .          | B. F. Mather, jun. . . . .     | Williamstown, . . . . . | July 16, 1841, | Williamstown . . . . .    | Merchant . . . . .        | 1879.               |
| 2 . . . . .              | Horace M. Holmes . . . . .     | Adams . . . . .         | Nov. 2, 1830,  | Waterville, Vt. . . . .   | Physician . . . . .       | 1879.               |
| 3 . . . . .              | W. F. Darby . . . . .          | No. Adams . . . . .     | - 1838,        | Williamstown . . . . .    | Merchant . . . . .        | 1870.               |
| 4 . . . . .              | Francis W. Rockwell, . . . . . | Pittsfield . . . . .    | May 26, 1844,  | Pittsfield . . . . .      | Counsellor-at-law .       | 1879.               |
| 5 . . . . .              | Solomon N. Russell . . . . .   | " . . . . .             | Aug. 1, 1822,  | Conway . . . . .          | Woolen-manuf. . . . .     | 1876.               |
| 6 . . . . .              | Leonard McCulloch . . . . .    | Savoy . . . . .         | Nov. 18, 1824, | Winhall, Vt. . . . .      | Farmer . . . . .          | 1879.               |
| 7 . . . . .              | Elizur Smith . . . . .         | Lee . . . . .           | Jan. 5, 1812,  | Sandisfield . . . . .     | Farmer . . . . .          | 1849.               |
| 8 . . . . .              | Samuel M. Reynolds, . . . . .  | Richmond . . . . .      | Oct. 12, 1842, | Canaan, N. Y. . . . .     | Physician . . . . .       | 1879.               |
|                          | Walter B. Peck . . . . .       | So. Egremont, . . . . . | Oct. 21, 1838, | Jewett, N. Y. . . . .     | Hotel-keeper . . . . .    | 1879.               |
|                          | Maloy J. Smith . . . . .       | Sheffield . . . . .     | Jan. 2, 1835,  | Sheffield . . . . .       | Painter . . . . .         | 1879.               |
| <b>NORFOLK COUNTY.</b>   |                                |                         |                |                           |                           |                     |
| No. 1 . . . . .          | Tyler Thayer . . . . .         | Norwood . . . . .       | Oct. 2, 1822,  | Mendon . . . . .          | Carpenter . . . . .       | 1879.               |
| 2 . . . . .              | Edward I. Thomas . . . . .     | Brookline . . . . .     | Nov. 19, 1833, | Cincinnati, O. . . . .    | - . . . .                 | 1877.               |
| 3 . . . . .              | William J. Stuart . . . . .    | Hyde Park . . . . .     | Mar. 15, 1828, | Philadelphia, Pa. . . . . | Iron-manufact'r . . . . . | 1878.               |
| 4 . . . . .              | Horace E. Ware . . . . .       | Milton . . . . .        | Aug. 27, 1845, | Milton . . . . .          | Lawyer . . . . .          | 1879.               |
| 5 . . . . .              | Edwin W. Marsh . . . . .       | Quincy . . . . .        | Oct. 21, 1821, | Quincy . . . . .          | Leather-dealer . . . . .  | 1879.               |
|                          | Edwin B. Pratt . . . . .       | " . . . . .             | Apr. 14, 1832, | Weymouth . . . . .        | Leather-dealer . . . . .  | 1879.               |
|                          | Freeman Hollis . . . . .       | Weymouth . . . . .      | Feb. 12, 1826, | Brantree . . . . .        | Mechanic . . . . .        | 1879.               |

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|                         |                     |                  |                |                    |                     |       |
|-------------------------|---------------------|------------------|----------------|--------------------|---------------------|-------|
| No. 6 . . . . .         | George D. Willis    | So. Braintree,   | June 25, 1844, | Braintree . . .    | Nail-manufact'r .   | 1879. |
| 7 . . . . .             | John T. Flood       | Randolph . . .   | Mar. 30, 1845, | Lowell . . . . .   | Boot-manufact'r .   | 1878. |
| 8 . . . . .             | Henry S. Clarke     | Walpole . . . .  | July 4, 1830,  | Waltham . . . .    | Woolen-yarn M'fr.,  | 1879. |
| 9 . . . . .             | Hiram Whiting       | Bellingham . .   | Dec. 1, 1826,  | Wrentham . . .     | Supt. Wool. Mill .  | 1879. |
|                         | Elijah B. Daniels   | Medway . . . .   | Feb. 17, 1838, | Medway . . . . .   | Farmer . . . . .    | 1879. |
|                         | William S. Tilden   | Medfield . . . . | Apr. 4, 1830,  | Medfield . . . .   | Teacher . . . . .   | 1879. |
| <b>BRISTOL COUNTY.</b>  |                     |                  |                |                    |                     |       |
| No. 1 . . . . .         | John Stanley . .    | No. Attleboro'   | Mar. 23, 1830, | Smithfield, R.I.   | Carriage-manuf. .   | 1879. |
| 2 . . . . .             | Wm. D. Witherell    | Norton . . . . . | Mar. 23, 1831, | Norton . . . . .   | Farmer . . . . .    | 1869. |
| 3 . . . . .             | Elmer Lincoln .     | Raynham . . . .  | Jan. 30, 1836, | Raynham . . . .    | Grocer . . . . .    | 1879. |
| 4 . . . . .             | John W. Hart . .    | Taunton . . . .  | Nov. 8, 1826,  | Taunton . . . . .  | Brick-manufact'r .  | 1878. |
| 5 . . . . .             | William Reed, jun.  | " . . . . .      | Dec. 2, 1842,  | Newburyport . .    | Journalist . . . .  | 1878. |
| 6 . . . . .             | John D. Reed . .    | " . . . . .      | Mar. 15, 1827, | Taunton . . . . .  | Grocer . . . . .    | 1879. |
| 7 . . . . .             | E. G. Morton, jun.  | Fairhaven . . .  | Mar. 26, 1841, | Fairhaven . . . .  | Machinist . . . .   | 1878. |
| 8 . . . . .             | Rufus A. Soule .    | New Bedford,     | Mar. 16, 1839, | Matapoisett . . .  | Boot-manufact'r .   | 1878. |
| 9 . . . . .             | James M. Lawton     | " . . . . .      | Nov. 27, 1813, | Newport, R.I. . .  | Retired . . . . .   | 1879. |
| 10 . . . . .            | Andrew Bulloch .    | " . . . . .      | About 1824,    | Renfrew, Scot'd,   | Grocer's Supplies . | 1879. |
|                         | William Sanders .   | " . . . . .      | Dec. 10, 1843, | Warren, R.I. . .   | Clothing . . . . .  | 1879. |
|                         | Wm. P. Macomber     | Westport . . . . | Jan. 18, 1832, | Grand Isle, Vt. .  | Farmer . . . . .    | 1878. |
|                         | Patrick M. McGlynn, | Fall River . . . | Mar. 9, 1853,  | Lowell . . . . .   | Cotton-operative .  | 1878. |
|                         | John W. Cummings,   | " . . . . .      | Aug. 26, 1855, | Stockport, Eng. .  | Lawyer . . . . .    | 1878. |
|                         | Marcus Leonard .    | " . . . . .      | Jan. 4, 1846,  | Fall River . . . . | Laborer . . . . .   | 1879. |
|                         | Andrew J. Jennings, | " . . . . .      | Aug. 2, 1849,  | Fall River . . . . | Lawyer . . . . .    | 1878. |
|                         | Daniel Wilbur . .   | Somerset . . . . | Nov. 14, 1818, | Somerset . . . . . | Farmer . . . . .    | 1843. |
|                         | J. E. Eastabrooks . | Swansea . . . .  | Nov. 22, 1832, | Swansea . . . . .  | Farmer . . . . .    | 1879. |
| <b>PLYMOUTH COUNTY.</b> |                     |                  |                |                    |                     |       |
| No. 1 . . . . .         | Arthur Lincoln .    | Hingham . . . .  | Feb. 16, 1842, | Hingham . . . .    | Lawyer . . . . .    | 1879. |
| 2 . . . . .             | Wm. C. Litchfield   | So. Scituate . . | Mar. 31, 1840, | Scituate . . . . . | Shoe-cutter . . .   | 1879. |

## APPENDIX.

| DISTRICTS.                 | REPRESENTATIVES.                | Residence.              | Date of Birth.  | Native Place.             | Occupation.                  | 1st year<br>in Leg. |
|----------------------------|---------------------------------|-------------------------|-----------------|---------------------------|------------------------------|---------------------|
| <b>PLYMOUTH Co. — Con.</b> |                                 |                         |                 |                           |                              |                     |
| No. 3 . . . . .            | Georgé F. Stetson . . . . .     | Hanson . . . . .        | Apr. 11, 1833,  | Hanson . . . . .          | Shoemaker . . . . .          | 1861.               |
| 4 . . . . .                | William Savory . . . . .        | Carver . . . . .        | Oct. 26, 1815,  | Middleborough . . . . .   | Iron-founder . . . . .       | 1879.               |
| 5 . . . . .                | Charles H. Howland, . . . . .   | Plymouth . . . . .      | Sept. 15, 1826, | Plymouth . . . . .        | House-painter . . . . .      | 1860.               |
| 6 . . . . .                | Judah Hathaway . . . . .        | Rochester . . . . .     | Mar. 10, 1832,  | Wareham . . . . .         | Lumber-dealer . . . . .      | 1879.               |
| 7 . . . . .                | Matthew H. Cushing, . . . . .   | Middleborough . . . . . | Feb. 4, 1832,   | Middleborough . . . . .   | Merchant . . . . .           | 1879.               |
| 8 . . . . .                | George P. Harden . . . . .      | Bridgewater . . . . .   | July 19, 1830,  | Bridgewater . . . . .     | Dry-goods . . . . .          | 1879.               |
| 9 . . . . .                | John W. Everson . . . . .       | Hanover . . . . .       | Mar. 29, 1837,  | East Abington . . . . .   | Farmer . . . . .             | 1879.               |
| 10 . . . . .               | Henry Copeland . . . . .        | W. Bridgew't, . . . . . | Feb. 16, 1835,  | W. Bridgewater, . . . . . | Farmer . . . . .             | 1879.               |
| 11 . . . . .               | Alfred C. Monroe . . . . .      | Brookton . . . . .      | Apr. 19, 1841,  | Scituate . . . . .        | Teacher . . . . .            | 1879.               |
|                            | Henry W. Powers . . . . .       | So. Abington, . . . . . | Sept. 8, 1837,  | Abington . . . . .        | Clerk, Tack M'f'y, . . . . . | 1878.               |
| <b>BARNSTABLE COUNTY.</b>  |                                 |                         |                 |                           |                              |                     |
| No. 1 . . . . .            | Isaiah Fish . . . . .           | Sandwich . . . . .      | Oct. 2, 1811,   | Sandwich . . . . .        | Farmer . . . . .             | 1878.               |
| 2 . . . . .                | Andrew Lovell . . . . .         | Barnstable . . . . .    | Sept. 13, 1813, | Cotuit . . . . .          | Master Mariner . . . . .     | 1878.               |
| 3 . . . . .                | Thomas P. Howes . . . . .       | Dennis . . . . .        | Sept. 28, 1817, | Dennis . . . . .          | Ret'd Ship-master, . . . . . | 1878.               |
| 4 . . . . .                | Rufus Smith . . . . .           | Chathamport. . . . .    | May 2, 1827,    | Chathamport . . . . .     | Farmer . . . . .             | 1879.               |
| 5 . . . . .                | Elisha Crocker, jun., . . . . . | Brewster . . . . .      | Nov. 15, 1814,  | Yarmouth . . . . .        | Undertaker . . . . .         | 1876.               |
| 6 . . . . .                | Bangs A. Lewis . . . . .        | Provincetown, . . . . . | Nov. 9, 1839,   | Provincetown . . . . .    | Merchant . . . . .           | 1879.               |
| <b>DUKES COUNTY.</b>       |                                 |                         |                 |                           |                              |                     |
| No. 1 . . . . .            | Benjamin Clough . . . . .       | Tisbury . . . . .       | - - - 1825,     | Monmouth, Me. . . . .     | Ship-master . . . . .        | 1878.               |
| <b>NANTUCKET COUNTY.</b>   |                                 |                         |                 |                           |                              |                     |
| No. 1 . . . . .            | Henry Paddack . . . . .         | Nantucket . . . . .     | Apr. 7, 1838,   | Nantucket . . . . .       | House-painter . . . . .      | 1878.               |

## OFFICERS OF THE HOUSE.

| NAME AND OFFICE.                          | Residence.          | Date of Birth. | Occupation.       | 1st year<br>in office. |
|-------------------------------------------|---------------------|----------------|-------------------|------------------------|
| George A. Marden, <i>Clerk</i>            | Lowell . . . .      | Aug. 9, 1839,  | Editor . . . .    | 1874.                  |
| Daniel W. Waldron, <i>Chaplain</i>        | Boston . . . .      | - - - -        | Clergyman . . . . | 1879.                  |
| Oreb F. Mitchell, <i>Sergeant-at-Arms</i> | Bridgewater . . . . | - - - - 1838,  | . . . .           | 1875.                  |

[No. 2.]

# RULES AND ORDERS

## OF THE

# HOUSE OF REPRESENTATIVES.

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[This schedule of Rules and Orders was adopted Jan. 27, 1874. Subsequent amendments are noted under each rule which has been amended.]

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#### THE SPEAKER.

1. The Speaker shall take the chair at the hour to which the House stands adjourned, call the members to order, and, on the appearance of a quorum, proceed to business.

2. He shall preserve decorum and order ; may speak to points of order in preference to other members ; and shall decide all questions of order, subject to an appeal to the House.

[With regard to appeals see Rules 81 and 92.]

3. He shall declare all votes, subject to verification as hereinafter provided.

[See Rules 63 to 67.]



4. In all cases he may vote.
5. He shall rise to put a question, or to address the House, but may read sitting.
6. He shall each day examine the journal of the House.
7. He may name a member to perform the duties of the Chair for a period not exceeding two days at one time.
8. In case of a vacancy in the office of Speaker, or in case the Speaker, or the member named by him in accordance with the preceding rule, is absent at the hour to which the House stands adjourned, the senior monitor present shall call the House to order, and shall preside until a Speaker *pro tempore* or a Speaker is elected by ballot; which shall be the first business in order.

#### MONITORS.

9. Two monitors shall be appointed by the Speaker for each division of the House, whose duty it shall be to see to the due observance of the Rules and Orders, and, on request of the Speaker, to return the number of votes and members in their respective divisions.

10. If a member transgress any of the Rules and Orders, after being notified thereof by a monitor, it shall be the duty of such monitor to report the case to the House.

[For duty of monitor in case of the absence of the Speaker, see Rule 8.]  
[See Rule 20.]

#### CLERK.

11. The Clerk shall keep the journal of the House. He shall enter therein a record of each day's proceedings, and submit it to the Speaker before the hour fixed for the next sitting.

12. Every question of order shall be noted in the journal, and, with the decision, shall be entered at large in an appendix, which shall also contain the Rules and Orders of the House and of the two branches.

13. The Clerk shall prepare and cause to be printed each day a calendar of matters in order for consideration, followed by a brief minute of the preliminary proceedings of the previous day, a list of matters lying on the table, and such other memoranda as the House or the Speaker may direct.

14. Any objection to the calendar shall be made and disposed of before the House votes to proceed to the consideration of the Orders of the Day.

15. The Clerk shall retain bills and other papers in reference to which any member has a right to move a reconsideration (except petitions, enacted bills, orders of inquiry, and orders of notice), until the right of reconsideration has expired: *provided* that the operation of this rule shall be suspended during the last week of the session.

#### MEMBERS.

16. No member shall stand up, to the inconvenience of others, while a member is speaking; or pass unnecessarily between the Speaker of the House and the member speaking; or stand in the passages, or in the area in front of the Chair.

17. No member shall be absent more than two days without leave of the House.

18. No member shall absent himself from the House without leave, unless there be a quorum without his presence.

19. Papers in possession of a member obtaining leave of absence, or at the end of the session, shall be left by him with the Clerk.

20. If a member is guilty of a breach of any of the Rules and Orders, he may be required by the House, on motion, to make satisfaction therefor; and until he has done so he shall not be allowed to vote or speak, except by way of excuse.

[See Rule 10.]

#### COMMITTEES.

21. At the beginning of the political year eleven Standing Committees, to consist of seven members each, shall be appointed, as follows:—

- a committee on the Judiciary.
- a committee on Matters of Probate and Chancery.
- a committee on Finance.
- a committee on Elections.
- a committee on Bills in the Third Reading.
- a committee on Engrossed Bills.
- a committee on County Estimates.
- a committee on the Pay Roll.
- a committee on Leave of Absence.
- a committee on Public Buildings.
- a committee on Rules and Orders.

22. Unless other provision is made in any case, all committees shall be appointed by the Speaker, and the member first named shall be chairman.

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23. In case of the election of a committee by ballot, the member having the highest number of votes shall be chairman.

24. No member shall be required to be on more than two committees at the same time, nor chairman of more than one.

25. No member shall serve on any committee in any question where his private right is immediately concerned distinct from the public interest.

26. The committee on Finance shall report in appropriation bills only such items of expenditure as are authorized by law, or such as the committee has been directed by the House to insert.

27. The committee on Bills in the Third Reading shall examine and correct the bills which are referred to it, for the purpose of avoiding repetitions and unconstitutional provisions, insuring accuracy in the text and references, and consistency with the language of existing statutes: *provided* that any change in the sense or legal effect shall be reported as an amendment.

28. The committee on Engrossed Bills shall carefully examine and compare engrossed bills, and report them rightly and truly engrossed, when found to be so, without delay.

29. When the object of an application, whether by petition, order, or bill introduced on leave, can be secured without a special act under existing general laws, the committee to which the matter is referred shall report leave to withdraw, inexpedient to legislate, or ought not to pass, as the case may be.

30. No bill affecting the rights of individuals or private or municipal corporations shall be reported by a committee, unless notice has been given to all parties interested, by public advertisement or otherwise, without expense to the Commonwealth; or unless satisfactory evidence is produced that the parties interested have either received notice in writing, or have in writing waived notice.

31. On or before the first Wednesday in March, committees shall make final report upon matters referred to them prior to that day, unless further time is granted, for cause.

*Committee of the Whole.*

32. When the House determines to go into a committee of the whole, the chairman shall be appointed by the Speaker.

33. The rules of the House shall be observed in a committee of the whole, so far as they may be applicable, except the rules

limiting debate. A motion to rise, report progress, and ask leave to sit again, shall be always first in order, and be decided without debate.

REGULAR COURSE OF PROCEEDINGS.

*Petitions, etc., and Reports of Committees.*

34. Petitions, memorials, remonstrances, and papers of a like nature, and reports of committees, shall be presented before the House proceeds to the consideration of the Orders of the Day, and the Speaker shall call on the several divisions for such papers.

35. The member presenting a petition, memorial, or remonstrance, shall indorse his name thereon, with a brief statement of the nature and object of the paper; and the reading thereof shall be dispensed with, unless specially ordered.

*Papers from the Senate.*

36. Papers from the Senate shall be laid before the House by the Speaker, and received for action conformably to such of these Rules and Orders as are applicable thereto, before the House proceeds to the consideration of the Orders of the Day.

*Papers addressed to the House, not Petitions.*

37. Papers addressed to the House or the General Court, other than petitions, memorials, and remonstrances, or those received from the Senate, may be presented by the Speaker, or by a member in his place, and shall be read, unless it is specially ordered that the reading be dispensed with.

*Orders of Inquiry.*

38. All motions contemplating legislation, when not founded upon petition, or upon bill proposed to be introduced on leave, shall be made in the form of an order of inquiry, which shall indicate the nature of the legislation proposed; and if reference is made to any particular law, for amendment or otherwise, the order shall specify the chapter and section, as well as the subject to which it relates.

*Postponement to the Next Day on Request of a Member.*

39. The consideration of any order proposed for adoption, or of any request for leave to introduce a bill, shall be postponed

without question to the day after that on which the order is proposed or request made, if any member asks such postponement.

*Bills and Resolves.* [See Rule 93.]

40. Bills shall be fairly written in a legible hand, without material erasure or interlineation, on not less than one sheet of paper, with suitable margins and spaces between the several sections; dates and numbers being written in words at length.

41. If opposition is made to a bill before it is ordered to a second reading, the question shall be, "*Shall this bill be rejected?*" If no opposition is made, or if the question to reject is negatived, the bill shall go to its second reading without a question.

42. Bills involving an expenditure of public money shall, after their first reading, be referred to the committee on Finance, for report on their relation to the finances of the Commonwealth.

43. Bills from the Senate, after their first reading, shall be referred to a committee of the House, unless they were reported to the Senate by a joint committee.

44. Amendments proposed by the Senate, and sent back to the House for concurrence, shall be referred to the committee which reported the measure proposed to be amended, unless such committee is composed of members of both branches; in which case such amendments shall be placed in the Orders of the Day for the next day.

[Amended April 9, 1878.]

45. No bill shall be proposed or introduced unless received from the Senate, reported by a committee, or moved as an amendment to the report of a committee: *provided* that the House may grant special leave to a member to introduce a bill; but, when leave is asked for the introduction of a bill, it shall be read for information before the question is put on granting leave; and, if leave is granted, it shall be committed before it is ordered to a second reading.

46. No bill affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the whole people of the Commonwealth or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred.

47. When a bill, order, petition, memorial, or remonstrance has been finally rejected, no measure substantially the same shall

be introduced by any committee or member during the same session.

[Amended April 26, 1877.]

48. Bills in their third reading shall be referred to the committee on Bills in the Third Reading for examination, correction, and report.

[See Rule 27.]

49. No bill shall pass to be engrossed without having been read on three several days.

50. Engrossed bills shall be referred to the committee on Engrossed Bills, for examination, comparison, and report.

[See Rule 28.]

51. No engrossed bill shall be amended.

52. Engrossed bills reported by the committee on Engrossed Bills to be rightly and truly engrossed shall be put upon their passage to be enacted ; and engrossed resolves, when so reported, shall be put upon their passage, without further reading, unless specially ordered.

53. No engrossed bill shall be sent to the Senate without notice thereof being given by the Speaker.

#### *Orders of the Day.*

54. Bills from the Senate, after their first reading, when not referred to a committee of the House, and bills reported to the House by committees, to which no objection is made, or when the question of rejection is negatived, shall be placed in the orders for second reading on the next day.

55. Reports of committees not by bill or resolve shall be placed in the orders of the next day after that on which they are received from the Senate, or made to the House, as the case may be.

56. Bills ordered to a third reading shall be placed in the orders of the next day for such reading.

57. After entering upon the consideration of the Orders of the Day, the House shall proceed with them in regular course, as follows : Matters not giving rise to a motion or debate shall first be disposed of in the order in which they stand in the calendar, after which the matters that were passed over shall be considered in like order and disposed of.

58. When the House does not finish the consideration of the Orders of the Day, those which have not been acted upon shall be the orders for the next and each succeeding day until dis-

posed of, and shall be entered in the calendar, without change in their order, to precede matters added under Rules 54, 55, and 56. The unfinished business in which the House was engaged at the time of adjournment shall have the preference in the orders of the next day, after motions to reconsider.

*Special Rules affecting the Course of Proceedings.*

[For postponement of Order, etc., to next day, on request of a member, see Rule 39.]

59. No matter which has been duly placed in the Orders of the Day shall be discharged therefrom, or considered out of the regular course.

60. If under the operation of the previous question, or otherwise, an amendment is made at the second or third reading of a bill, substantially changing the greater part of such bill, the question shall not be put forthwith on ordering the bill to a third reading or to be engrossed (as the case may be); but the bill as amended shall be placed in the orders of the next day after that on which the amendment is made, and shall then be open to further amendment before such question is put. In like manner, when under the operation of the previous question, or otherwise, an amendment is made in any proposition, of such a nature as to change its character;—as from a bill to an order, or the like,—the proposition as amended shall be placed in the orders of the next day after that on which the amendment was made.

**Voting.**

61. No member shall vote in any question where his private right is immediately concerned distinct from the public interest.

62. Every member not prevented by interest, who is present in the House when a question is put, shall give his vote, unless the House, for special reasons, excuse him. Members desiring to be so excused shall make application to that effect before the division of the House or the taking of the yeas and nays is begun. Such application may be accompanied by a brief statement of reasons by the member making it, but shall be decided without debate.

[Amended Jan. 8, 1877.]

63. When a question is put, the sense of the House shall be taken by the voices of the members, and the Speaker shall first announce the vote as it appears to him by the sound.

64. If the Speaker is unable to decide by the sound of the voices, or if his announcement made thereupon is doubted by a member rising in his place for that purpose, the Speaker shall order a return, by divisions, of the number voting in the affirmative and in the negative, without further debate upon the question.

[For duty of monitors in case of a division see Rule 9.]

65. When a return by divisions is ordered, the members for or against the question, when called on by the Speaker, shall rise in their places, and stand until they are counted.

66. The sense of the House shall be taken by yeas and nays whenever required by thirty of the members present. When the yeas and nays are taken, the roll of the House shall be called in alphabetical order; and no member shall be allowed to vote who was not on the floor when his name was called, or before the vote is declared. If before such time a member states to the House that he has paired with another member, and how each would vote upon the pending question, the fact shall be entered on the journal immediately after the record of the yeas and nays, and such member shall be excused from voting.

[Amended Jan. 4, 1878; also April 2, 1878, and April 1, 1879.]

67. The call for the yeas and nays shall be decided without debate. If the yeas and nays have been ordered before the question is put, the proceedings under Rules 63, 64, and 65, shall be omitted: if not, they may be called for, in lieu of a return by divisions, when the Speaker's announcement is doubted by a member rising in his place, and, if then ordered, the proceedings under Rules 64 and 65 shall be omitted.

#### *Reconsideration.*

68. When a vote has passed (except as provided in the next rule), it shall be in order for any member to move the reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall (except in the last week of the session) be placed first in the orders of the next day after that on which it is made; but, if first moved on such succeeding day, it shall be forthwith considered: *provided, however*, that a motion to reconsider a vote upon any incidental or subsidiary question shall not remove the main subject under consideration from before the House, but shall be considered at the time when it is made.



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69. When a motion for reconsideration is decided, that decision shall not be reconsidered, and no question shall be twice reconsidered; nor shall any vote be reconsidered upon either of the following motions:—

to adjourn,  
to lay on the table,  
to take from the table; or  
for the previous question.

70. Debate on motions to reconsider shall be limited to thirty minutes, and no member shall occupy more than five minutes.

[For rule requiring the Clerk to retain papers, except, etc., until the right of reconsideration has expired, see Rule 15.]

## RULES OF DEBATE.

71. Every member, when about to speak, shall rise and respectfully address the Speaker, shall confine himself to the question under debate, and avoid personality, and shall sit down when he has finished. No member shall speak out of his place without leave of the Speaker.

72. When two or more members rise at the same time, the Speaker shall name the member entitled to the floor, preferring one who rises in his place to one who does not.

73. No member shall interrupt another while speaking, except by rising to call to order.

74. No member shall speak more than once to the prevention of those who have not spoken and desire to speak on the same question, nor more than twice on the same question without leave of the House.

*Motions.*

75. Every motion shall be reduced to writing, if the Speaker so directs.

76. A motion need not be seconded, and may be withdrawn by the mover if no objection is made.

77. A motion to adjourn shall be always first in order, and shall be decided without debate; and on the motions to lay on the table, and to take from the table, not exceeding ten minutes shall be allowed for debate; and no member shall speak more than three minutes.

[Amended Feb. 19, 1878.]

[For application to be excused from voting, to be decided without debate, see Rule 62.]

[For call for yeas and nays, to be decided without debate, see Rule 67.]

[For questions of order arising after the previous question is moved, to be decided without debate, except on appeal, see Rule 81.]

78. When a question is before the House, until it is disposed of the Speaker shall receive no motion that does not relate to the same, except the motion to adjourn, or some other motion that has precedence, either by express rule of the House or because it is privileged in its nature; and he shall receive no motion relating to the same, except, —

|                                          |                          |
|------------------------------------------|--------------------------|
| to lay on the table,                     | See Rule 77, above.      |
| for the previous question,               | See Rules 79-84, below.  |
| to close the debate at a specified time, | See Rules 83, 84, below. |
| to postpone to a time certain,           | See Rule 85, below.      |
| to commit (or recommit),                 | See Rule 86, below.      |
| to amend,                                | See Rules 87-90, below.  |
| to refer to the next General Court,      |                          |
| or to postpone indefinitely,             | See Rule 91, below.      |

which several motions shall have precedence in the order in which they are arranged in this rule.

#### *Previous Question.*

79. The previous question shall be put in the following form, “*Shall the main question be now put?*” and all debate upon the main question shall be suspended until the previous question is decided.

80. On the previous question, not exceeding ten minutes shall be allowed for debate, and that only to give reasons why the main question should not be put; and no member shall speak more than three minutes.

81. All questions of order arising after a motion is made for the previous question shall be decided without debate, excepting on appeal; and on such appeal no member shall speak more than once without leave of the House.

[See Rule 92.]

82. The adoption of the previous question shall put an end to all debate, except as provided in Rule 84, and bring the House to a direct vote upon pending amendments, if any, in their regular order, and then upon the main question.

#### *Motion to close Debate at a Specified Time.*

83. A motion to close the debate at a specified time shall be

put not less than thirty minutes before the time stated. In case the time is extended by unanimous consent, the same rule shall apply at the end of the extended time as at the time originally fixed.

[Amended Jan. 8, 1877. See the next Rule.]

*When Debate is closed, Ten Minutes allowed, etc.*

84. When debate is closed by ordering the previous question, or by a vote to close debate at a specified time, the member in charge of the measure under consideration shall be allowed to speak ten minutes, and may grant to any other member any portion of his time. When the measure under consideration has been referred to the committee on Finance, under House Rule 42, the member originally reporting it shall be considered in charge, except where the report of the committee on Finance is substantially different from that referred to them; in which case the member originally reporting the measure, and the member of the Finance committee reporting thereon, shall each be allowed to speak five minutes, the latter to have the close.

[Amended March 28, 1877.]

*Motion to postpone to a Time Certain.*

85. When a motion is made to postpone to a time certain, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined before the question is put on postponement, which may then be rejected if the House see fit.

*Motion to Commit.*

86. When a motion is made to commit, and different committees are proposed, the question shall be taken in the following order:—

- a standing committee of the House,
- a select committee of the House,
- a joint standing committee,
- a joint select committee;

and a subject may be recommitted to the same committee, or to another committee, at the pleasure of the House.

*Motions to Amend.*

87. A motion to amend an amendment may be received ; but no amendment in the third degree shall be allowed.

88. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

89. A question containing two or more propositions capable of division shall be divided whenever desired by any member. When a motion to strike out and insert is thus divided, the failure of the motion to strike out shall not preclude amendment ; or, if the motion to strike out prevails, the matter proposed to be inserted shall be open to amendment before the question is taken on inserting it.

90. In filling blanks, the largest sum and longest time shall be put first.

*Equivalent for Motion to postpone indefinitely.*

91. A motion to strike out the enacting clause of a bill shall be equivalent to a motion to postpone indefinitely.

## APPEAL.

92. No appeal from the decision of the Speaker shall be entertained, unless it is seconded ; and no other business shall be in order until the question on the appeal has been disposed of.

[See Rule 81.]

## RESOLVES.

93. Such of these Rules and Orders as are applicable to bills, whether of the House or of the Senate, shall apply likewise to such Resolves as require the concurrence of the Senate, and approval by the Governor, in order to become laws, and have force as such. Except in Rule 52, the word "bill" shall be equivalent to the word "resolve" in the same place.

## ELECTIONS BY BALLOT.

94. A time shall be assigned for elections by ballot, at least one day previous thereto.

## SECRET SESSION.

95. All proceedings in secret session, and matters relating thereto, shall be kept secret until the House removes the injunction of secrecy.

## SEATS.

96. (1.) The desk on the right of the Speaker shall be assigned to the use of the Clerk and such persons as he may employ to assist him, and that on the left, to the use of the Chairmen of the committees on Bills in the Third Reading and on Engrossed Bills.

(2.) The senior member of the House, and the oldest member of the House who is not the senior member, shall be allowed to select their seats, from those not otherwise assigned, before the drawing of seats by the members.

[Amended Jan. 7, 1878.]

(3.) The seat numbered 11 in the first division shall be assigned to the use of the Chairman of the committee on the Judiciary, and that numbered 4 in the sixth division, to the use of the Chairman of the committee on Finance.

[Amended Jan. 7, 1878.]

(4.) The following seats shall be assigned to the use of the monitors : —

Those numbered 30 and 34 in the first division ;

100 and 104 in the second division ;

96 and 99 in the third division ;

92 and 95 in the fourth division ;

87 and 91 in the fifth division ; and

15 and 19 in the sixth division.

(5.) The first business in order, after the appointment of standing committees and monitors is announced by the Speaker, shall be the drawing of the other seats upon the floor of the House.

(6.) The Clerk shall call the roll of the members in alphabetical order, omitting the names of the Speaker, the senior member, the oldest member, the chairmen of committees hereinbefore mentioned, and the monitors ; and the drawing shall be had in presence of the House, under the supervision of a committee of three selected from the members mentioned in this paragraph.

(7.) The seat assigned to any member, or drawn by him, shall be his seat for the year, unless an exchange is made, and notice thereof given to the Sergeant-at-Arms, within ten days from the day of the drawing.

## PRIVILEGE OF THE FLOOR.

97. (1.) Every member shall have the privilege of introducing upon the floor of the House, to occupy (for that day) any seat then vacant not belonging to a member, or belonging to a member who is absent, not more than one person at the same time, such person not having any private interest in any measure before the Legislature distinct from the public interest: *provided* that in any case when, by the exercise of this privilege on the part of some of the members, the vacant seats have been filled, and the Speaker so announces, the further exercise of the privilege shall be suspended for that day, or until one or more of the seats thus filled are vacated.

(2.) The Speaker may also invite visitors not inhabitants of this Commonwealth, without limit of number, to seats (not numbered) upon the floor of the House.

(3.) Contestants for seats in the House, whose papers are in the hands of the committee on Elections, may be admitted, while their cases are pending, to seats to be assigned by the Speaker.

(4.) Senators, and the principal officers<sup>1</sup> in the executive and judicial departments of the civil government of the Commonwealth, the Chaplains of both Houses, and the Clerk of the Senate, shall be admitted to the floor whenever they may have occasion to visit the House, and may occupy any of the seats not numbered which they may find vacant, or any seats which may be assigned by the Speaker for their use for the time being.

## REPRESENTATIVES' CHAMBER.

98. Use of the Representatives' Chamber shall not be granted, except by a vote of four-fifths of the members present.

## PARLIAMENTARY PRACTICE.

99. The rules of parliamentary practice shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with these Rules and Orders, or the Joint Rules and Orders of the two branches.

<sup>1</sup> See list in the Blue Book.

**SUSPENSION, AMENDMENT, AND REPEAL.**

100. Nothing in these Rules and Orders shall be dispensed with, altered, or repealed, unless two-thirds of the members present consent thereto; but this rule, and Rules 39, 48, and 98, shall not be suspended, unless by unanimous consent of the members present.

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[Blanks for orders, bills, reports, petitions, and indorsement of petitions, may be had on application to the Clerk, or at the document-room; and members are respectfully requested to use the same in the preparation of papers.]

[No. 3.]

## JOINT RULES AND ORDERS

OF THE

## TWO BRANCHES,

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**RULE 21.** Concerning reports on petitions notice of the presentation of which has not been given.

**RULE 22.** Bills and resolves affecting rights of individuals or corporations not to be introduced, except, etc.

**RULE 23.** Concerning the printing and binding of documents.

**RULE 1.** The following joint standing committees shall be appointed at the commencement of the January session ; viz., —

- a committee on Agriculture ;
- a committee on Banks and Banking ;
- a committee on Claims ;
- a committee on Education ;
- a committee on Expenditures ;
- a committee on Federal Relations ;
- a committee on the Fisheries ;
- a committee on Harbors ;
- a committee on Insurance ;
- a committee on the Library ;
- a committee on Manufactures ;
- a committee on Mercantile Affairs ;
- a committee on Military Affairs ;
- a committee on Parishes and Religious Societies ;
- a committee on Printing ;
- a committee on Prisons ;
- a committee on Public Charitable Institutions ;
- a committee on Public Lands ;
- a committee on Railroads ;
- a committee on Roads and Bridges ;
- a committee on the State House ;
- a committee on Street Railways ;
- a committee on Taxation ;
- a committee on Towns ;
- a committee on Public Health.

[Amended Jan. 7, 1876. See Senate Journal, 1876, p. 15.]

And each of said committees shall consist of two on the part of the Senate, and five on the part of the House, except the committee on Banks and Banking, the committee on Claims, the committee on Harbors, the committee on Mercantile Affairs, the committee on Military Affairs, the committee on Prisons, the committee on Public Charitable Institutions, the committee on Railroads, the committee on Street Railways, the committee on Taxation, and the committee on Public Health, which shall

each consist of three members on the part of the Senate, and eight members on the part of the House, and except the committee on Expenditures, which shall consist of the committee on the Treasury of the Senate, and the committee on Finance of the House. No member of either House shall act as counsel for any party before any committee of the Legislature.

[Amended Jan. 5, 1877; also amended Jan. 8, 1878, and Jan. 3, 1879; also March 7, 1879.]

**RULE 2.** The joint committees of the two Houses may report by bill, resolve, or otherwise, to either House, at their discretion; and all bills and resolves reported by them shall be fairly written in a legible hand, without material erasure or interlineation, on not less than one sheet of paper, with suitable margins, and spaces between the several sections; dates and numbers being written in words at length.

**RULE 3.** Reports of joint committees may be recommitted to the same committees at the pleasure of the House first acting thereon, without asking the concurrence of the other branch; and bills or resolves which have been previously acted on in one branch may be recommitted in the other without a concurrent vote, except when recommitted with instructions: *provided*, that, after such recommitment, report shall in all cases be made to the branch which shall have ordered such recommitment.

**RULE 4.** Whenever a report is made from any committee to either House, and the subject-matter thereof is subsequently referred therein to a joint committee, such committee shall report its action to the branch in which the original report was made.

**RULE 5.** If any part of the report of a committee over the signature of the chairman or members of the committee is amended in either branch, the Clerk of that branch shall indorse upon the report such amendment.

[This rule was adopted Jan. 10, 1874.]

**RULE 6.** Whenever upon any application for an act of incorporation, or other special legislation, the purpose for which such legislation is sought can be secured under general laws, the committee to which the matter is referred shall in all cases report "leave to withdraw," or "inexpedient to legislate."

**RULE 7.** All papers, while on their passage between the two Houses, may be under the signature of the respective Clerks, except bills and resolves in their last stage. Messages may be sent by such persons as each House may direct.

**RULE 8.** After bills shall have passed both Houses to be engrossed, they shall be in the charge of the Clerks of the two Houses, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law; and, when engrossed, the said Clerks shall forthwith deliver the same to the committee of the House of Representatives on Engrossed Bills; and, when the same shall have passed to be enacted in that House, they shall, in like manner, be delivered to the committee of the Senate on Engrossed Bills.

**RULE 9.** If any bill, resolve, or order originating in one branch, shall fail to pass in the other, notice thereof shall be given, under the signature of the Clerk, to the branch in which the same originated.

[Amended Jan. 8, 1878.]

**RULE 10.** The Clerk of the House in which a bill originated shall make an indorsement thereon, certifying in which House the same originated; which indorsement shall be entered on the journals by the Clerks respectively.

After said bills shall have passed both Houses to be enacted, the Clerk of the Senate shall lay them before the Governor for his approbation, and shall enter upon the journal of the Senate the day on which the same were laid before the Governor.

**RULE 11.** All resolves and other papers which are to be presented to the Governor for his approbation shall be laid before him in the same manner as is prescribed in the case of bills.

**RULE 12.** All resolves proposing amendments of the Constitution shall have three several readings in each House, and the final question upon adopting the same shall be taken by yeas and nays.

**RULE 13.** The President of the Senate shall preside in conventions of the two branches; and such conventions shall be holden in the Representatives' Chamber. The Clerk of the Senate shall be clerk of the convention, and a record of the proceedings of the convention shall be entered at large on the journals of both branches.

**RULE 14.** When an agreement has been made by the two branches to go into convention, such agreement shall not be altered or annulled, except by concurrent vote.

**RULE 15.** No business shall be entered on, in convention, other than that which may be agreed on before the convention is formed.

**RULE 16.** In all elections by joint ballot a time shall be assigned therefor at least one day previous to such election.

**RULE 17.** The joint assembly required to be held by the Act of Congress approved July 25, 1866, entitled "An Act to regulate the times and manner of holding elections for senators in Congress," shall be deemed a convention of the two branches; and the proceedings therein shall be in accordance with the provisions of said Act. The President of the convention shall receive no motion on any day until one vote for senator has been taken. After one vote for senator has been taken, no motion shall be in order, except a motion to adjourn, for a recess, or to proceed to vote for senator; and these motions shall have precedence in the order of their arrangement, and shall be decided without debate. If a motion is made for a recess, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined, but without debate, before the question is put upon taking the recess. On either of the questions permitted by this rule the sense of the convention shall be taken by yeas and nays whenever required by one-fifth of the members present. When the yeas and nays are taken, the roll of the convention shall be called in alphabetical order; and no member shall be allowed to vote who was not on the floor when his name was called, or before the roll-call was finished. The call for the yeas and nays shall be decided without debate.

**RULE 18.** Committees of Conference shall consist of three members on the part of each House, representing its vote; and their report, if agreed to by a majority of each committee, shall be made to the branch asking the conference, and may be either accepted or rejected; but no other action shall be had, except through a new committee of Conference.

**RULE 19.** Joint committees shall make final report upon all matters previously referred to them, on or before the first Wednesday in March, unless further time is granted for cause.

**RULE 20.** Petitions, memorials, applications, and all other subjects of legislation which shall be proposed or introduced after the first Wednesday of February, shall be referred to the next General Court. This rule shall not be rescinded, amended, or suspended, except by a concurrent vote of four-fifths of the members of each House present and voting thereon.

[Amended Jan. 5, 1877, and Jan. 8, 1878; also Jan. 3, 1879.]

**RULE 21.** No bill or resolve affecting the rights of individuals, or private or municipal corporations, shall be reported by a committee, unless notice has been given to all parties

interested, by public advertisement or otherwise, without expense to the Commonwealth; or unless satisfactory evidence is produced that the parties interested have either received notice in writing, or have in writing waived notice.

**RULE 22.** No bill or resolve affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the whole people of the Commonwealth, or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred.

**RULE 23.** The committee on Printing may make regulations for the distribution of all documents printed or assigned for the use of the Legislature not otherwise disposed of; such regulations to be reported to and subject to the order of the two branches.

Under the general order to print a report, bill, or other document, the number printed shall be eight hundred.

Leave to report in print shall not be construed to authorize the printing of extended reports of evidence.

No printing except as aforesaid, and no binding or engraving, shall be ordered, except upon the report of the joint committee on Printing, accepted by the Legislature.

Bills, reports, and other documents, printed under the general order of either House, shall be distributed as follows; to wit, Two copies to each member of the Senate and House of Representatives (to be placed on his file under the direction of the Sergeant-at-Arms, if desired by the member); three copies to each clerk in either branch, and three copies to each reporter in regular attendance, to whom a seat has been assigned in either branch; twenty copies to the Executive; twenty copies to the Secretary's Office; six copies to the State Library; and, when the document is the report of a committee, ten copies shall be assigned to the committee making the report. The Sergeant-at-Arms shall preserve as many as may be necessary for the permanent files, to be placed in the lobbies, and distribute the remainder under such regulations as may be prescribed by said joint committee.

[Amended Jan. 7, 1876; also Jan. 3, 1879.]

[No. 4.]

## THE OATH OF OFFICE.

[See page 4.]

I, (repeating your name) , do solemnly swear that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *So help me, God.*

I, , do solemnly swear and affirm that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *So help me, God.*

I, , do solemnly swear that I will support the Constitution of the United States. *So help me, God.*

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## AFFIRMATION.

I, (repeating your name) , do solemnly affirm that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will faithfully and impartially discharge and perform all the duties incumbent on me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will support the Constitution of the United States. *This I do under the pains and penalties of perjury.*

[No. 5.]

## QUESTIONS OF ORDER.

[The figures in the following paragraphs refer to the page of the Journal on which the question and decision are entered.]

That, in case of amendments offered in respect to sums or times named in a bill or resolve, it is proper to proceed upon the assumption that a blank is to be filled, and that the question is first to be taken on the longest time and largest sum of all that are proposed, including that named in the bill. 144.

That two bills relative to the assessment of taxes, mentioned by the member raising the point, were not identical, but were essentially different, and therefore were not obnoxious to the principle "that no question can be a second time moved, upon which the judgment of the House has already been expressed;" also that, if the question in itself were well taken, it was raised too late, and could not be entertained, the bill having been adopted by a deliberate vote of the House. 540.

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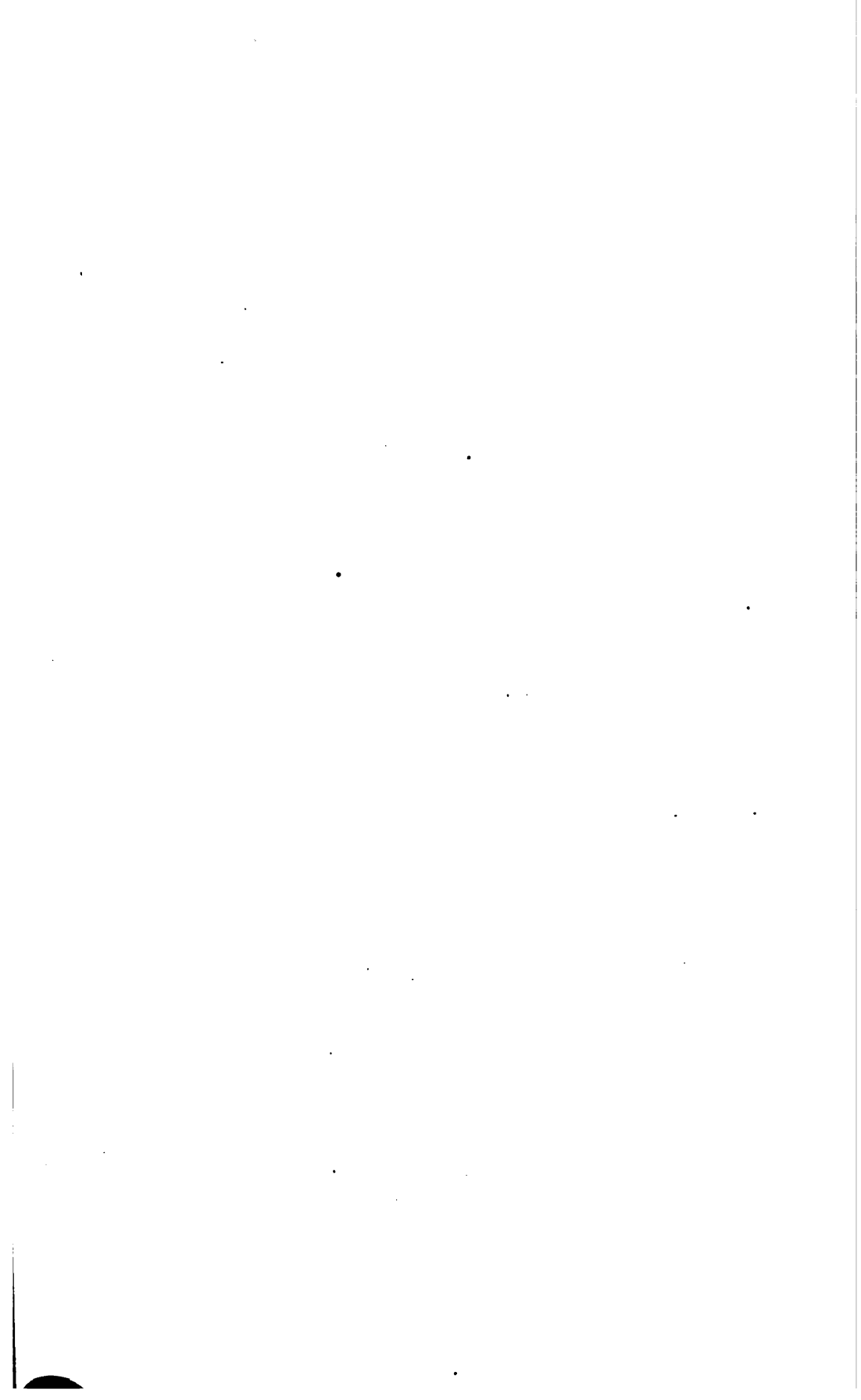
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 Gas and gas-meters, State inspector of, Annual report of, tabled, 108; taken up, 153; report (no legislation necessary), 212; accepted, 222.  
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 Gay Head, Resolve (reported on that portion of the Governor's Address relating to the finances of the State) relating to the survey of Indian lands at, 281, 299, 314; passed, 553.  
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     Order relative to revising and consolidating the, and the various supplements thereto, 32; report (inexpedient), 47; accepted, 51.  
     Resolve (S.) for the appointment of a commission to revise the, 507, 510; rejected, 513; motion to reconsider, 520; lost, 530.  
 Gilman, Betsey B., Petition of, for an Act authorizing the sale of certain real estate, under the will of David Miller, 63; resolve reported, 192, 199, 207; new draft (S.), 293, 303; passed, 316.  
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 Grand jury system, Order relative to amending the constitution so as to abolish the, 45; report (inexpedient), 267; accepted, 276.  
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- Greek language in high schools, Order relative to prohibiting by law the teaching of the, 164; report (inexpedient), 274; accepted, 283.
- Greenbacks. (See National Bank-Notes.)
- Greenfield, Union Freight Depot at, Order relative to amending chapter 278 of the Acts of the year 1878, in relation to the, 162; bill (S.), 467, 471; enacted, 498.
- Clayhill-street crossing in. See Troy and Greenfield Railroad.
- Guardians and wards, Bill (S.) to amend chapter 109 of the General Statutes relating to, 345, 409, 419, 427; enacted, 456.
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- Halls, Free use of. (See Town Halls.)
- Hamilton, Edward. (See Hoosac Tunnel.)
- Hampden-county courts, Salaries of justices and clerks of. (See Salary Bills.)
- Hampshire, Resolve (reported on a portion of the Governor's Address) in favor of the county of, 281, 290, 299. (Passed March 17, but omitted from its proper place in the record of that day.)
- Hampshire-county officers, Petition for a reduction of salaries of, 264.
- Hancock, Baptist Church in, Petition of, for authority to hold property, 160; report (leave to withdraw), 338; accepted, 347.
- HARBOR COMMISSIONERS: (See Land Commissioners.)
- Report of, referred, 44; report (no legislation necessary) accepted, 352.
- Harbor Improvement Loan, Bill (reported on a portion of the report of the auditor) to provide for the payment of the, 205, 216, 223; enacted, 296. (See New-York and New-England Railroad, also Railroad Stock and Securities of the Commonwealth.)
- Harbors, So much of Governor's Address as relates to, referred, 43.
- Harrington, Patrick, Petition of, for arrears of State aid, 187; report (leave to withdraw), 303; accepted, 312.
- Harvard Chapel, Petition for an Act authorizing proprietors of, to sell real and personal estate, 81; bill reported, 50; laid on the table, 55; taken up, 72, 78; enacted, 184.
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- Haverhill, city of, Petition of, for an amendment of charter relative to election of mayor, 35; petition for amendment of charter relative to the number of the Board of Aldermen, 35; petition for amendment of charter relative to assistant Assessors, 45; bill reported, 50, 55, 59; enacted, 112.
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- HIGH SCHOOLS:
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- High schools and normal schools, Petition of, for the abolition of the, 125; report (leave to withdraw), 274; accepted, 283.
- HIGHLAND STREET-RAILWAY:
- Petition (S.) of, relative to an increase of stock, 111; bill (S.), 362, 371, 386; enacted, 408.

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Petition of, relative to extending its road into the town of Brookline, 173; bill reported, 334, 347, 355. (Enacted March 17, but omitted from its proper place in the record of that day.)

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Bill (S.) requiring cities and towns to record in county registries of deeds a description of lands taken for, and other purposes, and of lands assessed for betterments, 300; new draft, 336, 342, 348; notice of rejection by the Senate, 401.

Bill (S.) in addition to an Act to amend chapter 44 of the General Statutes in relation to the repair of, etc., 507, 510, 521, 535; enacted, 537.

**Hingham**, Petition for an Act of incorporation as the "Hingham Water Supply Company" to supply the town of, with pure water from Accord Pond, 44; bill reported, 298, 305, 314, 362; enacted, 391.

**Home for Aged Females in Worcester.** (See Worcester.)

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**Hoosac Tunnel**, Communication from the Governor, relative to a suit brought by the Troy and Greenfield Railroad for the redemption of the, 136; resolve reported, 154, 195; passed, 196.

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Petition relative to certain railroads making close connection with the Hoosac-Tunnel line, 83; report (leave to withdraw), 301; accepted, 312.

Order (S.) relative to the manner of accounting to the State Treasurer and Auditor for receipts and expenses of the, 122; bill (S.), 339, 348, 355. (Enacted March 17, but omitted from its proper place in the record of that day.)

Order (S.) relative to referring to arbitration claims against the Commonwealth arising out of the operation of the, 128; report (inexpedient), 505; accepted, 509.

Petition (S.) of Edward Hamilton relative to appropriations for the management of the, 190; bills reported:

In relation to the grade-crossing of the Vermont and Massachusetts and Connecticut-river Railroads in Deerfield, 402, 413; enacted, 456.

(S.) To provide for furnishing terminal facilities for the Hoosac Tunnel business, 476; title amended to read "Bill to incorporate the Hoosac Tunnel Dock and Elevator Company," 500, 506, 533, 557, 569; enacted, 581.

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Husbands and wives, and for the protection of minor children, Order relative to amending chapter 205 of the Acts of the year 1874 relating to rights of, 53; bill reported, 78, 85, 95; new draft (S.), 162, 183, 193, 199; enacted, 219.

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Industrial education of children, Order relative to the supervision by school-officers of, 36; report (inexpedient), 58; accepted, 62.

Industrial school. (See State Industrial School.)

Inland Fisheries, Commissioners on, Annual report of, referred, 56.

Inland waters of the State, Order relative to preventing pollution of the, 89; report (inexpedient), 317; accepted, 331.

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**INSANE PERSONS:**

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Bill (on leave) in amendment of chapter 118 of the General Statutes relating to, 93; report (ought not to pass), 327; bill rejected, 336.

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Bill (on leave) in amendment of chapter 118 of the General Statutes relating to, Leave to introduce, refused, 462.

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**INSOLVENT DEBTORS: (See Insolvent Law.)**

Order relative to amending chapter 118 of the General Statutes relative to dividends on estates of, 33; bill (reported) to amend chapter 118 of the General Statutes relating to courts of insolvency, 104, 130, 168; new draft (S.), 206, 275, 290, 299; enacted, 340.

Bill (on leave) concerning the estate of, and composition of the debts against the same, 93; report (ought not to pass), 183; rejected, 193.

Order relative to making estates of, liable for wages due certain operatives, 180; report (inexpedient), 317, 330; bill substituted, 342, 348, 399; enacted, 470.

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Inspector of State Prison. (See State Prison.)

**INSURANCE COMMISSIONER:**

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Order (S.) relative to extending the provisions of the law to regulate forfeitures of policies to foreign, 183; resolution reported, 341; adopted, 354; new draft (S.), 401; adopted, 413.

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Insurance policies, Order relative to requiring insurance companies to provide for the insured concise and explicit forms of, 45; report (inexpedient), 98; tabled, 128; taken up, 276, 289; bill substituted, 305, 312, 342, 385, 398; notice of rejection by the Senate, 434.

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International Trust Company of Boston, Bill (on leave) to incorporate the, 54, 61; report (ought not to pass), 267; bill recommitted, 282; bill reported, 329, 337, 348; enacted, 408.

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**J.**

Jacquot, Jules, Petition relative to State aid for, 171; report (leave to withdraw), 297; accepted, 304.

Jamaica Pond, Petition for legislation to protect the purity of the waters of, 161; bill reported, 319, 331; recommitted, 378; bill referred to next General Court, 401.

Jenkins, Edward J., Resignation of, as member, 599. (See also Twelfth Suffolk District.)

Jenks, William M., Petition of, for State aid, 162; report (leave to withdraw), 227; accepted, 239.

Joint committees, 9; order relative to extending time for reports of, 325, 353, 361, 369, 400, 567.

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Jones, Adelia T., Petition of, for State aid, 123; report (leave to withdraw), 325; accepted, 336.

Journal of House ordered printed, 11; reading of, dispensed with, 11.

Judgment debtors, Orders relative to amending chapter 250 of the Acts of the year 1877 relating to the arrest and examination of, 32, 179; bill reported, 193, 198; recommitted, 206; report (ought to pass), 288, 313; indefinitely postponed, 341.

Bill (S.) concerning the examination of persons arrested on mesne process or execution, and of, 506, 510, 521, 529, 539, 568; enacted, 584.

Junk, Order relative to amending section 27, chapter 88, of the General Statutes concerning the sale of, 50; report (inexpedient), 58; accepted, 62.

JURORS: (See Retrenchment.)

Bill (on leave) relating to fees of, 34; bill reported, 192, 199, 207, 250, 277, 294, 415; enacted, 435.

Order relative to amending the laws so that illegal acts of, may be considered by the court in hearing motions for new trials, 151; report (inexpedient), 204, 215; bill substituted, 222; refused a third reading, 248.

Bill (on leave) concerning the term of service of, in Suffolk County, 103; bill reported, 197, 206, 216; enacted, 296.

Jury-lists, Order relative to amending chapter 132 of the General Statutes relative to, 46; report (inexpedient), 54; accepted, 59.

Jury-system. (See Grand Jury.)

Jury-waived cases, Order relative to amending the law concerning findings of court in, 37; bill reported, 55, 59, 63; enacted, 122.

Justices of the peace, Petition for amendment of the law, so that certain, may issue warrants, 173; report (leave to withdraw), 213; referred to the committee on Retrenchment, 239; bill reported, 371, 392, 419; new draft (S.), 503, 508, 520, 529, 536; enacted, 544.

Juvenile offenders in the city of Boston, Bill (on leave) concerning, 182; report (ought to pass), 214, 222, 256; enacted, 296.

## K.

Kelly, Charles E. (See Nineteenth Essex District.)

Kerosene-oil, Petitions for legislation relative to the inspection, storage, and sale of, 40, 65, 67; remonstrances, 88; report (leave to withdraw), 227; accepted, 239.

Kimball, D. Smith, Resolution concerning seat of, as representative, 9. (See Nineteenth Essex District.)

## L.

Labor, so much of the Governor's Address as relates to, Report (no legislation necessary) on, 362; accepted, 371.

(See Ten Hour Law.)

Labor in prisons. (See Convict Labor.)

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LABOR STATISTICS: (See National Bureau of Labor.)

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Lake Cochituate. (See Boston.)

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Lancaster, Petition for an Act to legalize the doings of the town of, at its annual meeting held March 3, 1879, 383; report (leave to withdraw) accepted, 391.

Lancaster Railroad Company, Petition of the, for an extension of time within which their road may be completed, 89; bill reported, 214, 222, 233, 334; enacted, 340.

Lancaster Savings-Bank, Annual report of receivers of, 35; report (inexpedient), 83; accepted, 94

Land Commissioners, Annual report of the, 93. (For bills and resolves reported, see Commonwealth's Flats, also "Back Bay," and "Back Bay Lands.")

Land Commissioners and Harbor Commissioners, Boards of, So much of the Governor's Address as relates to the consolidation of the, referred, 43; bill (reported) to transfer the duties and powers of the Board of Harbor Commissioners and the Board of Land Commissioners to the Board of Railroad Commissioners, 346, 399, 422, 424, 475, 478, 479, 493; remonstrances against the bill, 475; title amended to read "Bill to establish a Board of Harbor and Land Commissioners," 545, 548; enacted, 558.

Land-locked salmon. (See Trout.)

Lands, Bill (S.) to provide for the recovery of, unlawfully held after the foreclosure of mortgages, 486, 503, 509, 511; enacted, 519.

Lands assessed for betterments, Records of. (See Highways)

Lands encumbered with conditions, etc., Order relative to legislation concerning the sales of, 138; bill reported, 259, 269, 284, 362, 370. (Enacted March 17, but omitted from its proper place in the record of that day.)

Larceny, Order relative to making it felony for a person convicted of, burglary, robbery, or like offences, to retain possession of property obtained by such crime after demand for the same has been made by the owner thereof, 150; bill reported, 311, 342, 348; enacted, 426.

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LAWRENCE, CITY OF:

Petition for a change of boundary-line between, and the town of Andover, 30; bill reported, 77, 85, 95; enacted, 153.

Petition for a change of boundary-line between, and the town of North Andover, 31; bill reported, 77, 85, 95; enacted, 153.

Lawrence, Sarah F., Petition of, for State aid, 309; resolve reported, 455, 520, 535, 538; passed, 537.

Leases, Order relative to recording, having more than two years to run, 76; report (inexpedient), 84; accepted, 94.

Lee, First Congregational Society of, Petition for an Act to confirm doings of the, 590; bill reported, 591; enacted, 596.

Lee's-river Bridge. (See Cole's River.)

Legal notices, Order relative to publishing, 64, 104; report (inexpedient), 112; accepted, 130.

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Orders relative to an amendment to the constitution fixing the pay of members of the, 36; report (inexpedient), 267; accepted, 276.

Salaries of members and officers of. (See Salary Bills.)

Order relative to amending the constitution relative to the pay and mileage of members of the, 103; report (inexpedient), 267; accepted, 276.

Free passes to members. (See Railroad Corporations.)

Order (S.) relative to amending the law relating to election of representatives for the, 188; report (inexpedient), 293; accepted, 312.

So much of the Governor's Address as relates to reclassifying the towns to secure the more frequent return of representatives to the, Report (inexpedient) on, 203; accepted, 312.

So much of the Governor's Address as relates to limiting sessions of the, to one hundred days, Report (inexpedient) on, 390; accepted, 398.

So much of the Governor's Address as relates to establishing the pay of members of the, Report (inexpedient) on, 390; accepted, 398.

Resolve (S. reported on a portion of the Governor's Address) providing for biennial elections and biennial sessions of the, 397, 411, 443, 447; agreed to, 450.

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Lessees of household furniture, Order relative to the protection of, 103; report (inexpedient), 129; accepted, 142.

Lexington Savings-Bank, Report of receivers of the, 88; report (no legislation necessary), 129; accepted, 142.

License law. (See Liquor Law.)

Liens on buildings and lands. (See Mechanics' Liens.)

Liens on railroads. (See Railroads.)

Liens on real estate. (See Mechanics and Laborers.)

Lieutenant-governor, votes for, Committee on, 8; report accepted, 11; qualified, 14.

Salary of. (See Salary Bills.)

Lighthouses, Bill (on leave) to amend chapter 233 of the Acts of the year 1871, relative to acquiring of land by the United States for, 497; report (ought to pass), 505, 509, 511; enacted, 553.

Lincoln, Mr., qualified, 285; appointed on the committee on Claims, 317; order relative to compensation of, 554.

Liquor cases, Order relative to inquiring into the disposition of defaulted, and relative to the prosecution of bonds in such cases, 181; report (inexpedient), 326; accepted, 347.

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Bill (Substituted in Senate) to amend an Act in relation to the transportation of liquors in violation of law, 551, 569, 577; enacted, 581.

Order relative to securing prompt conviction of offenders against the license, 149; report (inexpedient), 327; accepted, 341.

Petition relative to making owners of real estate rented to liquor-dealers liable for damages, 160; report (leave to withdraw), 340; bill (civil damage bill) substituted, 387, 412, 430, 431, 483, 484, 547, 554, 558; enacted, 570.

Order (S.) relative to securing a better enforcement of the, in courts, 181; report (inexpedient), 327; bill substituted, 356; amended so as to read "Bill in relation to criminal prosecutions," 402, 414; notice of rejection by the Senate, 539.

Women voting on questions under the. (See Woman Suffrage.)

Litchfield Shuttle Company of Southbridge, Bill (S.) to change the name of the, 93, 98, 105, 113; enacted, 140.

Literature, Order relative to suppressing trade in and circulation of immoral, and articles of improper use, 178; bill (reported) in addition to an Act concerning offences against chastity, morality, and decency, 311, 320, 348; enacted, 418.

Long, James, representative from the Fifth Middlesex District, Death of, announced to the House, 124; resolutions of respect, 144.

Resolve (on leave) in favor of the widow of, 154; passed, 184.

Lotteries, Order relative to providing by law that any church setting up or promoting, shall lose its right to be exempt from taxation, 152, 160, 166, 172; report (inexpedient), 280; accepted, 269.

**LOWELL, CITY OF:**

.Petition for a change of boundary-line between the town of Dracut and the, and for the annexation of a part of said town to said city, 110; bill reported, 275, 282, 304, 331, 378; enacted, 442.

Petition relative to an amendment of the charter of the, 143; bill reported, 289, 299, 306; enacted, 377.

**LOWELL AND LAWRENCE RAILROAD: (See Boston and Lowell.)**

Petition of, for authority to consolidate with the Boston and Lowell Railroad Corporation, 35; bill reported, 141, 155, 168; enacted, 229.

Lunacy and Charity, Board of. (See Board of Health.)

**LUNATIC-HOSPITALS: (See State Lunatic-Hospitals.)**

Order relative to reducing the price of board of state, city, and town patients in State, 49; order relative to same, 176; bill reported, 252, 260, 269; enacted, 310.

Order (S.) relative to the support of, by an annual appropriation from the State treasury, 77; report (inexpedient), 252; accepted, 260.

Petitions for legislation for the protection of persons committed to, 109, 161, 187; order relative to the unjust or improper committal of persons to, and their retention in, 128, 183; order relative to

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transferring from the judges of probate-courts to the justices and special justices of police and municipal courts the authority to issue commitment papers to, 176; bills reported:

To amend chapter 321 of the Acts of the year 1871 in relation to the discharge of persons confined as insane, 319, 331, 337. (Enacted March 17, but omitted from its proper place in the record of that day.)

Concerning the commitment of lunatics to hospitals, 319, 331, 378, 425; enacted, 456.

Lunt, Jacob K., Petition of, for a hearing relative to his removal from office of branch pilot, 148; report (leave to withdraw), 258; accepted, 269.

Lynn, Petition relative to the appointment of a harbor-master for the port of, 172; bill reported, 334, 371, 411; enacted, 456.

Lynn and Boston Street-railway Company. (See Boston and Chelsea.)

**M.**

Mackerel, Petition for a repeal of the laws requiring the inspection of, 59. (For bill reported see Fish.)

Malpractice, Order relative to providing by law for the payment of costs in suits for, 151; report (inexpedient), 220; accepted, 234.

Manufactured goods, Order (S.) relative to requiring, to bear a stamp designating the material used in manufacturing the same, 138; report (inexpedient), 250; accepted, 260.

Manufacturing and other corporations. (See Co-operative Trade.)

Manufacturing establishments, Labor in. (See Ten Hour Law.)

Marriage, Order relative to, by reason of incurable insanity, 53; report (inexpedient), 58; accepted, 62.

**MARRIAGES:**

Order relative to amending the law relative to records and returns of, 179; bill reported, 252, 269, 277; enacted, 331.

Record of, for Suffolk County. (See Suffolk County.)

**MARRIED WOMEN: (See Wives.)**

Order relative to so amending the law, that, shall be amenable to criminal prosecution as though they were sole, 33; report (inexpedient), 43; accepted, 48.

Petition relative to the distribution of the estates of, dying intestate, 162; bill to better secure the rights of married women, 281, 305, 314. (Enacted March 17, but omitted from its proper place in the record of that day.)

Bill (S.) concerning letters of attorney for the conveyance of the real estate of, 227, 239, 255, 261; enacted, 280.

Rights of, in household furniture. (See Household Furniture.)

Protection of. (See Wives.)

Martha's Vineyard. (See Vineyard Haven.)

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- Saint Vincent de Paul Society of the city of Boston, Bill (on leave) to confirm the organization of the, 532; report (ought to pass), 534, 538; enacted, 575.

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- To establish the salaries of the District-Attorneys, the Assistant District-Attorneys, and the Clerk of the District-Attorney for Suffolk District, 298, 311; recommitted, 330; new draft, 346, 398, 457, 468; enacted, 519.
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- Simonds Manufacturing Company, Petition of, for an alteration of its charter, 60; bill (S.), 266, 277, 284; enacted, 296.
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- Smith, Joshua B., Petition of, for payment for rations furnished the Twelfth Massachusetts Regiment in 1861, 67; resolve (S.), 351, 455; tabled, 478; taken up, 504, 508, 515, 521, 530, 533; notice of rejection by the Senate, 556.
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- South Bay and Vineyard Sound, Petitions for authority to cut a channel between, 81, 108, 187; remonstrances, 119; report (leave to withdraw), 245; accepted, 254.
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- State Agricultural College at Amherst. (See Agricultural College.)

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State departments, Bill (S.) in relation to office-hours of, 434, 477, 499; enacted, 510.

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Taunton Great River, Petition (S.) relative to fishing in the, 190; report (leave to withdraw), 280; accepted, 289.

Taunton River, Order relative to the protection of shad and alewife fisheries in, 149; bill (S.), 250, 261, 270; enacted, 296.

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Tax-sales. (See Taxes.)

Taxable income, Bill (on leave) in relation to, 163; bill reported, 221, 240, 254, 261; bill rejected, 264; motion to reconsider lost, 265.

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Order relative to exempting from, stocks in foreign corporations, 46; Petitions on same subject, 161, 212; report (inexpedient), 281, 305; accepted, 332.

Of mortgaged property, Petitions for a change in the law relative to, 30, 75, 109, 120, 161, 219, 236. (No report.)

Double, in certain cases, Bill (on leave) relieving property from, 82; report (ought not to pass), 327, 335, 366, 371, 395; laid on the table, 399; taken up, 503; rejected, 508.

**TAXATION.** — *Continued.*

- Petition relative to equal, for all, and exemption for none, 103; report (leave to withdraw), 204; accepted, 215.
- Bill (on leave) concerning the, of mortgaged property, 122; report (ought not to pass), 327, 335, 366, 371, 393; bill (substituted) relieving property from double taxation in certain cases, 395, 453, 460, 463; notice of rejection by the Senate, 507.
- Order relative to a system of, of ordinary revenue, wherein assessments shall be made on tangible property, 126; report (inexpedient), 204; accepted, 214.
- Order relative to amending the law concerning the, of cattle, 126; report (inexpedient), 220; accepted, 235.
- Order relative to amending or repealing paragraph 11 of section 5 of chapter 11 of the General Statutes relative to the exemption from, of the property of certain persons, 126; report (inexpedient), 288; accepted, 299.
- Order relative to the, of property now exempt from taxation, and used as a source of revenue, 150; report (inexpedient), 204; accepted, 215.
- Order relative to exempting from, all real estate upon which mortgages are held, 165; report (inexpedient), 244; accepted, 254.
- Order relative to exempting from, real estate owned by religious societies, and occupied for parsonage purposes, 176; report (inexpedient), 204; accepted, 214.

**TAXES:** (See Assessors.)

- Petition for a change in the law relative to the valuation of property, and assessment of, 30.
- Assessment of, Order relative to changing the time of, to the first day of January, 45; report (inexpedient), 267; accepted, 276.
- Order relative to amending chapter 11 of the General Statutes so that state, county, town, and city shall be assessed separately, 54; bill reported, 193, 199, 205, 235; notice of rejection by the Senate, 455.
- Orders relative to amending chapter 12 of the General Statutes in relation to advertisements of real estate taken for non-payment of, 121, 152; bill reported, 238, 243, 256; enacted, 296.
- Order relative to amending chapter 266 of the Acts of 1878 in relation to the collection of, 138; bill reported, 228, 255, 261; enacted, 302.
- Bill (on leave) in relation to the interest on, 153; report (ought to pass), 204, 215, 248; enacted, 296.
- Assessment of, Order relative to assessors making, at an earlier day than is now provided by law, 105; report (inexpedient), 267; accepted, 276.
- Order relative to a change in the laws concerning the assessment and collection of, 236; report (inexpedient) tabled, 327; taken up, 442; tabled, 470; taken up, 529; bill (substituted) to regulate the assessment of taxes, 537, 540, 547, 553, 556, 558, 592, 595; enacted, 596.



**TAXES. — Continued.**

Order (S) relative to a codification of the laws relating to the assessment and collection of, and the redemption of estates sold for taxes, 189; bill (reported in part) to amend an Act in relation to the collection of taxes, 286, 299, 306; enacted, 340; report (inexpedient to further legislate), 339; accepted, 347.

Bill (S.) in addition to an Act to amend chapter 266 of the Acts of the year 1878 in relation to the collection of, 376, 392, 398, 402; enacted, 426.

Technology Institute. (See Massachusetts Institute.)

Telephones. (See Electricity.)

**TEN HOUR LAW:**

Order relative to amending the, by striking out the word "wilfully," 36; petition relative to the same, 120; bill reported, 330, 365, 399, 461. (Enacted April 8, but omitted from its proper place in the record of that day.)

Order relative to memorializing Congress, and sending communications to certain States relative to a national, 54; resolve reported, 364, 386, 399; passed, 435.

**TENTH HAMPDEN DISTRICT:**

Petition of Edwin R. Van Deusen for seat as representative for, held by James H. Bryan, 41; report (leave to withdraw), 140; accepted, 155.

Order relative to an investigation into the alleged unauthorized recount of ballots at the election in the, 285, 293; committee appointed, 310; report with a resolution, 341; report accepted, and resolution adopted, 385.

Tenth Suffolk District, Petition of Daniel S. Burnham for the seat as representative for the, now held by A. J. C. Sowdon, 35; report (leave to withdraw), 104; accepted, 113.

Term-fees, Order relative to amending section 27 of chapter 156 of the General Statutes relative to, 166, 288; report (inexpedient), 528, 538, 546; bill (substituted) relating to costs in civil causes, 547, 554; rejected by the Senate, 592.

**TEXT-BOOKS:**

Order relative to providing that, used in public schools, shall be the same throughout the State, 188; report (inexpedient), 274; accepted, 288.

Petition of J. F. M. Peak (presented Feb. 5) relative to free distribution of, to pupils, 171; report (leave to withdraw), 274; accepted, 282.

Thayer Academy, Petition for an Act of Incorporation for the purpose of maintaining a, 45; remonstrance, 89; bill reported, 205, 247, 256; enacted, 326.

Theatres, Order relative to legislation concerning places of egress for, 178; report (inexpedient), 203; accepted, 214.

Tombs, monuments, etc., Petition for an amendment of the law relative to defacing, 120; bill reported, 141, 155, 168; enacted, 245.

Torrey, Mary H., Petition of, for State aid, 146; report (leave to withdraw), 196; accepted, 206.

- Town halls**, Petitions for a law providing that, shall be free for certain public meetings, 60, 74, 125; report (leave to withdraw), 275; accepted, 284; acceptance reconsidered, and report recommitted, 287; report (leave to withdraw), 352, 403; accepted, 405.
- Town officers**, ballots for. (See Ballots.)
- Town taxes**. (See Taxes.)
- Town-treasurers and tax-collectors**, Order relative to additional legislation in regard to bonds of, 177; bill reported, 238, 248, 256; new draft (S.), 325, 346, 385, 393; enacted, 408.
- Towns**. (See Elections, Registration, also Drainage.)
- Trains on railroads**. (See Railroads.)
- Tramps**, Petitions relative to the better protection of our communities against, 67, 74, 82, 89, 96, 102; report of committee accepted, 111.
- Trap-shooting**, Order relative to the prevention of, or the shooting of birds or animals for amusement, 151; report (inexpedient), 196; report tabled, 205; petitions relative to same, 226, 236, 243, 250, 256, 265, 273, 278; report taken up, 246; bill substituted, 260, 277, 284; enacted, 456.
- TREASURER AND RECEIVER-GENERAL**: (See Railroad Stocks and Securities.)
- Order (S.) relative to examination of securities in the hands of, 50; report accepted, 97.
- Annual report of, received and laid on the table, 83; taken up, referred, 400.
- Resolve (on so much of the Governor's Address as relates to finances of the Commonwealth) authorizing the, to borrow money, etc., 490, 500; passed, 537.
- Salary of. (See Salary Bills.)
- Trees**. (See Forest-Trees.)
- Trespass on land**, Order relative to amending chapter 168 of the Acts of the year 1878 concerning, 165, 183; bill (S.), 257, 277, 284; enacted, 296.
- Trial justices**, Bill (S.) to authorize, to admit prisoners to bail, 466, 469, 477, 488; enacted, 504.
- Trials in courts**, Order relative to expediting, 103; report (inexpedient), 123; accepted, 130.
- (See Criminal Cases.)
- Trout**, land-locked salmon, and lake trout, Bill (S. on leave) to limit the time for taking, 190.
- TROY AND GREENFIELD RAILROAD**: (See Hoosac Tunnel.)
- Petition relative to a passage-way under the, in Greenfield, 109; bill (S.) relative to alteration of the crossing of Clayhill Street in Greenfield and the, 539, 545, 548, 554; enacted, 558.
- Trust Company**. (See International Trust Company.)
- TRUSTEE PROCESS**: (See Trustee Writs.)
- Order relative to the dissolution of certain attachments by, 33; report (inexpedient), 77; accepted, 84.
- Order relative to that portion of the Governor's Address relating to, 34; order relative to amending chapter 260 of the Acts of 1878 relating to, 42; petition for repeal of the trustee law, 56; bill reported, 72, 78, 85; rejected, 88; motion to reconsider lost, 90.

**TRUSTEE PROCESS. — Continued.**

Order relative to plaintiff paying costs in suits under the, 127; report (inexpedient), 140; accepted, 155.

Trustee writs, Order relative to preventing persons not members of the bar from filling up, 97; report (inexpedient), 245, 253; accepted, 260.

**TRUSTEES: (See Executors.)**

Order relative to legislation to enable, in this State, to transfer their trust property to trustees in foreign states or countries, 82; report (inexpedient), 317; accepted, 331.

And guardians, Order relative to amending or repealing chapter 199 of the Acts of 1877 relating to the settlement of accounts of, 166; bill (reported) in relation to probate accounts, 329, 337, 343, 396; enacted, 418.

Trusts created by will, Bill (S.) concerning, 250, 318, 331, 378; enacted, 442.

Tucker Manufacturing Company, Petition of, for payment of their claim against the State for shavings, etc., 187; report (leave to withdraw), 288; accepted, 298.

Twelfth Suffolk District, Petition of John D. Mulchinnock for seat as representative for, held by Edward J. Jenkins, 41; report (leave to withdraw), 62; accepted, 66.

Twenty-first and twenty-second joint Rules. (See Rules and Orders.)

**U.**

Union Freight Depot at Greenfield. (See Greenfield.)

United-States bonds, Deposits invested in. (See Savings-Banks.)

**V.**

Vacuum-brakes. (See Railroads.)

Vagrants, Petition for a change in the law relative to, 181; report (leave to withdraw), 227; accepted, 247.

Valuation of property. (See Taxes.)

Van Deusen, Edwin R. (See Tenth Hampden District.)

Vermont, Massachusetts, and Connecticut-river Railroads. (See Hoosac Tunnel.)

Veteran Association of Independent Corps of Cadets, Petition of, for amendment of its charter, 109; bill reported, 167, 185, 194; enacted, 245.

Veto of Bill to provide for the more accurate registration of vital statistics, 477.

Vigneron, John, Petition of, that he may be entitled to certain benefits for services in the late war, 120; report (leave to withdraw), 191, 198, 205; accepted, 222.

Vineyard Haven, Petition for the appointment of a harbor-master for the harbor of, 125, 161, 249; remonstrances, 195, 217, 249; bill reported, 364, 371, 386; enacted, 426.

Vineyard Sound. (See South Bay.)

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**VITAL STATISTICS:**

Bill (on leave) to amend chapter 174 of the Acts of 1878 relative to the registration of, 182; report (ought not to pass), 297; bill rejected, 306.

Bill (on leave) to provide for a more accurate registration of, 182; report (ought to pass), 297, 313, 341, 348, 351, 399; enacted, 456; Governor's veto, 477, 491.

Bill (on leave) to provide for the better registration of, referred to next General Court, 490, 499.

**VOTERS:**

Registers of, in towns, Order relative to amending section 3, chapter 208, of the Acts of 1877 relative to, 179; report (inexpedient), 191; accepted, 198.

Petition for a law to provide additional protection to, in the exercise of the franchise, 35. (For bill reported see Elections.)

Registration of, in cities, Order relative to amending chapter 251 of the Acts of the year 1878 relating to, 49; report (inexpedient), 61; accepted, 66.

Registration of, in towns, Order relative to amending the laws concerning, 57; report (inexpedient), 77, 85; bill substituted, 94, 99, 168; enacted, 245.

Votes for State officers, 8; for councillors, 9.

Voting, Petition for legislation to prevent caucus-packing, ballot-box stuffing, and fraudulent, 45; report (leave to withdraw), 50; accepted, 55.

**W.**

Wagers. (See Bets.)

Wages, Order relative to compelling cities to pay their laborers weekly, 121; bill reported, 214, 239, 248, 369. (Enacted March 17, but omitted from its proper place in the record of that day.)

Waltham, Home for Aged Women in, Petition for an Act of incorporation as the, 96; bill reported, 130, 142, 156; enacted, 245.

Ward 23, in the city of Boston. (See Boston.)

Ward rooms, Free use of. (See City Halls.)

Wards. (See Guardians.)

Warehouses. (See Public Warehouses.)

Warrants. (See Justices of the Peace.)

Warrants of arrest, Order relative to the issuing, in cases of petty misdemeanors, process of summons instead of, 110; report (inexpedient), 140; accepted, 156.

Watchmen at the State House, Salary of. (See Salary Bills.)

Water, Pollution of. (See Rivers.)

Water boards of towns and cities, Order (S.) relative to, making certain reports to some proper officer of the Commonwealth, 162; bill (S. in part), 352, 371, 411, 476; enacted, 498; also bill (reported) to provide for certain returns to be made by water boards, commissions, and companies, 377, 413, 468, 471; enacted, 553.

- Washburn, John D., Resignation of, as member, 124.
- Water-supply and drainage, Order relative to change of name of committee on, 11.
- Water-supply of towns and cities. (See Water Boards.)
- WATERTOWN:**
- Petition for re-imbursement of damages paid to abutters on the turnpike, 56; resolve reported, 363; report (ought not to pass), 520; tabled, 534; taken up, 552; tabled, 556.
  - Petition (S.) relative to setting off a portion of, to the city of Newton, 139; report (leave to withdraw), 303; accepted, 312.
  - Bill (on leave) to revive an Act to supply the town of, with water, 490, 500; enacted, 519.
- Wayland. (See Southern Middlesex.)
- Ways. (See Private Ways.)
- Wells, Michael F., Bill (S.) authorizing the city of Boston to pay the administrator of the estate of, for labor and materials furnished to said city by said Wells, 122, 129, 142, 156; enacted, 203.
- West Boston Savings-Bank, Annual report of receivers of, 43; report (inexpedient), 139; accepted, 155.
- West Parish Congregational Society of Amesbury. (See First Orthodox Congregational Society.)
- West Springfield, Petition of the selectmen of, for authority to maintain a dam across Agawam River, referred to next General Court, 324.
- Westborough Reform School. (See State Reform School.)
- Westfield River, Petition relative to a construction of a dike across, 149; bill reported (in part), 238, 248, 261, 344, 370; enacted, 406; also bill to provide for the further protection of the town of Westfield from floods, 441, 456, 524; enacted, 537.
- Westfield. (See Second Congregational Church.)
- Westport River, Order relative to the protection of bass and other fisheries in, 149; bill reported, 319, 347; refused a third reading, 399.
- Weymouth. (See Braintree.)
- Wheels, Order relative to the use of broad-rimmed, 103; report (inexpedient), 220; accepted, 254.
- White, George, Petition of, for compensation for services as probate judge, 60; resolve reported, 197, 214, 222, 235, 301; passed, 316.
- WILLIAMS COLLEGE:**
- Delta Psi Society of, Petition relative to an Act in addition to an Act to incorporate trustees of the, 52; bill reported, 58, 62, 66; new draft (S.), 139, 154, 168, 185; enacted, 203.
  - Sigma Phi Society of. (See Sigma Phi Society.)
- Williamstown, Petition that certain money expended by the town of, for State paupers, may be refunded, 159; resolve reported, 223, 255, 261; passed, 326.
- WILLS:**
- Order relative to legislation concerning, proved in foreign countries, 82; bill reported, 298, 313, 343; enacted, 442.

**WILLS. — Continued.**

Bill (S.) concerning the jurisdiction of the Supreme Judicial Court and probate courts as to, 389, 409, 419, 427; enacted, 456.

Trusts created by. (See Trusts.)

Wilmington, Bill (on leave) to authorize town of, to pay certain bounties, 42; report (ought to pass) with title "Bill to authorize the town of Wilmington to pay a certain bounty to John H. Simpson and George H. Baird, for service in the late war, as part of the quota of said town," 141, 155, 168; enacted, 245.

Winchendon Methodist-Episcopal Church, Petition of, for authority to sell its parsonage, 509; bill reported, 513, 521, 530; enacted, 558.

Winuissimmet Railroad Company, Petition (S.) of, relative to extension of term of charter, and power to alter present lease, or make a new one, 43; bill (S.) reported, 123, 131, 142; enacted, 184.

**WITNESSES:**

Compensation of. (See Retrenchment.)

Bill (S.) in relation to, 344; report (ought not to pass), 370; bill rejected, 392.

**WIVES: (See Husbands.)**

Petitions relative to the better protection of, from the cruelty of husbands, 28, 31, 40, 44; report (inexpedient), 54; accepted, 59; petition relative to same placed on file, 250.

Order relative to providing additional punishment or restraint for husbands convicted of assaulting their, 110; bill (reported) for the protection of married women, 123, 130, 168; enacted, 253.

Woburn Society of the Methodist-Episcopal Church, Petition for an Act to make valid the corporation of the trustees of, 389; bill reported, 425, 435, 443; enacted, 491.

**WOMAN SUFFRAGE:**

Petition for a law enabling women to vote in presidential elections, 27, 40, 43, 48, 52, 67, 73, 81, 88, 102, 108, 119, 137, 146, 171, 186, 194, 202, 211, 217, 235, 249, 264, 279, 300, 324, 338, 360. [These petitions embraced also the matter of a constitutional amendment, and municipal woman suffrage (see p. 27); but no report was made on so much as related to presidential elections.]

Petition for, in the election of county, town, municipal, and school officers, 27, 236; bill reported, 365, 460; rejected, 493.

Petition for a law allowing women to vote for school committees, 146, 159, 171, 202, 212, 218, 225, 273, 315; bill (S.), 461, 494, 500; enacted, 504.

Petition for an amendment to the constitution giving women the same political rights as are now enjoyed by men, 27; resolve reported, 364, 411; refused a third reading, 451.

Order relative to, in religious societies and parish affairs, 68; report (inexpedient), 139; accepted, 155.

Committee on, appointed, 128, 195; so much of the petitions for as do not require a constitutional amendment referred, 128.

Petition (S.) relative to, on the liquor question, 195; bill (S.), to amend chapter 99 of the Acts of the year 1875 to regulate the sale of intoxicating liquors, 551; refused a third reading, 566.

- Woman's Prison. (See Reformatory Prison.)
- Woodcock, Petition relative to shooting, 137. (See Birds, etc.)
- Workhouse. (See State Workhouse.)
- Worship, public, 10.
- Worcester and Nashua Railroad, Petition of, for leave to mortgage its road, 408; bill (S.), 486, 500, 506; enacted, 534.
- WORCESTER, CITY OF:**
- Petition for a repeal of the law relative to boards of health in cities so far as said Act applies to the, 74; remonstrance, 226; report (leave to withdraw), 252; accepted, 269.
  - Petition relative to the bridge across Mechanic Street in, 75, 84; also petitions relative to the Foster-street extension in the, 125; bill (S.), 244, 255, 277; enacted, 296.
  - Home for Aged Females in, Petition relative to amending charter of the, 89; bill reported, 98, 105, 113; enacted, 213.
  - Petition relative to extending the time for constructing Quinsigamond Avenue in, 424; bill reported, 441, 457; enacted, 491.
- Worcester Calvinist Society. (See Calvinist Society.)
- Worcester Continentals, Petition of, for an Act of incorporation, 111; bill (S.), 352, 365, 372; enacted, 397.
- Worcester-county courts, Salaries of Justices and Clerks of. (See Salary Bills.)
- Wrentham. (See North Parish of Wrentham.)
- WRITS:** (See Trustee Writs.)
- Bill (on leave) to prevent abuse in the issue and service of, 111; report (ought not to pass), 246; bill rejected, 255.

## Y.

- YEAS AND NAYS:** (See Rules and Orders.)
- Order relative to amending the rule concerning the calling of the, by inserting "one-fifth" instead of "twenty," 441; rejected, 454.
  - Order relative to amending the rule concerning the, by inserting the word "thirty" instead of "twenty," 454; adopted, 461.
- YEAS AND NAYS:**
- On a motion to amend joint Rule 1 by striking out the words "three on the part of the Senate" wherever they occur, and inserting the words "two on the part of the Senate," 19.
  - On a motion to lay on the table the Bill to repeal the law to provide additional pay to poor and indigent soldiers and sailors, 70.
  - On engrossment of Bill to repeal the law to provide additional pay to poor and indigent soldiers and sailors, 79.
  - On an amendment to the bill in addition to an Act concerning trustee process, 85.
  - On a motion to reconsider the vote whereby the Bill concerning trustee process was refused a third reading, 90.
  - On a motion to adjourn pending the consideration of the legislative salary bill, 100.
  - On an amendment to the legislative salary bill making the pay of members six hundred and fifty dollars, 105.

**YEAS AND NAYS. — Continued.**

- On an amendment to the legislative salary bill making the pay of members five hundred and fifty dollars, 113.
- On an amendment to the legislative salary bill making the pay of members three hundred and fifty dollars, 116.
- On an amendment to the legislative salary bill making the salaries of the Clerks of the House and Senate twenty-five hundred dollars each, 131.
- On an amendment to the legislative salary bill making the salaries of the Assistant Clerks of the House and Senate eight hundred dollars, 134.
- On an amendment making the salary of the Governor five thousand dollars, 157.
- On a motion to adjourn pending the consideration of the Bill fixing the pay of members and officers of the Legislature, 169.
- On an amendment to the Bill relating to the fees of jurors, making the pay of jurors three dollars per day, 190.
- On the question of rejecting the Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during its session, 207.
- On ordering to a third reading the Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during the session, 223.
- On a motion to reconsider the rejection of the bill last named, 229.
- On ordering the bill last named to a third reading, 232.
- On a motion to adjourn pending the consideration of the Bill regulating the salary of the Engineer, Watchmen, and Firemen at the State House, and of the Janitor in Pemberton Square, 241.
- On an amendment to the Bill in relation to taxable income, 261.
- On the rejection of the Bill requiring railroad corporations to carry officers and members of the Legislature free of charge during the session, 270.
- On a motion to adjourn pending the consideration of the report, inexpedient to legislate, on an order relative to limiting the rate of interest of money, 291.
- On an amendment to the Bill to fix the salary of the Insurance Commissioner, his Deputy and Clerks, making the salary of the Commissioner four thousand dollars, 306.
- On a motion to substitute a bill for the report (inexpedient) on an order relative to the rate of interest on money, 321.
- On an amendment, moved by Mr. McGeough of Boston, to the Bill to provide for the more accurate registration of vital statistics, 349.
- On a motion to substitute for the report (inexpedient) a Bill in relation to the prosecution of offences against laws regarding sales of intoxicating liquors, 356.
- On a motion to substitute for the report (leave to withdraw) a Bill concerning the manufacture and sale of intoxicating liquors, being the prohibitory law repealed in 1875, 358.
- On ordering to a third reading the Bill in addition to the Acts establishing the several municipal courts of the city of Boston and the police-court of the city of Chelsea, 366.



YEAS AND NAYS. — *Continued.*

- On ordering to a third reading the Bill to incorporate the town of Cottage City, 372.
- On substituting for the report (leave to withdraw) a resolution relative to taking from the national banks their currency, 379.
- On engrossment of the Bill relative to religious instruction in prisons, 381.
- On substituting for the report (leave to withdraw) the civil damage bill, 387.
- On the question of rejecting the Bill (on leave) concerning the taxation of mortgaged property, 393.
- On the bill proposed as a substitute for the report (leave to withdraw), on the petition for legislation, providing that town halls shall be free for certain public meetings, 403.
- On the resolve proposed as a substitute for the report (leave to withdraw) on a petition relative to the manufacture of Berlin gilt mouldings by convict labor, 405.
- On the bill proposed as a substitute for the report (leave to withdraw) on a petition relative to the East Boston ferries, 420.
- On the bill proposed as a substitute, by Mr. Noyes of Boston, for the Bill transferring the duties and powers of the Harbor and Land Commissioners to the Board of Railroad Commissioners, 422.
- On engrossment of the Bill to incorporate the town of Oak Bluffs (Cottage City), 427.
- On the question of adjournment pending the consideration of the civil damage bill, 430.
- On ordering to a third reading the civil damage bill, 431.
- On agreeing to the Resolve providing for an amendment to the constitution in relation to district-attorneys, 436.
- On a motion to reconsider the rejection of the Bill to incorporate the town of Oak Bluffs, 439.
- On agreeing to the Resolve providing for an amendment to the constitution in relation to the appointment of clerks of courts, 443.
- On a motion to suspend the rule that the Resolve providing for biennial elections and biennial sessions of the Legislature might be considered, 445.
- On agreeing to the Resolve providing for biennial elections and biennial sessions of the Legislature, 447.
- On the resolve providing for a constitutional amendment to secure the elective franchise and the right to hold office to women, 451.
- On ordering to a third reading the Resolve providing for an amendment to the constitution in relation to sheriffs, 458.
- On the engrossment of the Bill relieving property from double taxation in certain cases, 463.
- On the rejection of the Resolve in favor of Carney Hospital, 473.
- On the bill offered as a substitute, by Mr. Noyes of Boston, for the Bill to transfer the duties and powers of the Board of Harbor Commissioners and the Board of Land Commissioners to the Board of Railroad Commissioners, 479.

**YEAS AND NAYS. — Continued.**

- On the bill offered as a substitute by Mr. Litchman of Marblehead for the bill last named, 481.
  - On the engrossment of the civil damage bill, 494.
  - On the rejection of the Bill to provide for a more accurate registration of vital statistics, 491.
  - On ordering to a third reading the Bill to give women the right to vote for members of school committees, 495.
  - On substituting for the report (no legislation necessary) a Bill relating to the weekly payment of wages by corporations, 513.
  - On the Bill relative to the claim of Joshua B. Smith against the Commonwealth, 515, 530.
  - On the engrossment of the Bill in relation to the taxation of deposits in savings-banks, 522, 526.
  - On concurring in the Senate amendments to the House Bill to transfer the duties and powers of the Board of Harbor Commissioners and the Board of Land Commissioners to the Board of Railroad Commissioners, 548.
  - On an amendment proposed by Mr. Litchman of Marblehead to the Bill to regulate the assessment of taxes, 559.
  - On an amendment moved by Mr. Jenkins of Boston to the last-named bill, 561.
  - On engrossment of the last-named bill, 564.
  - On enactment of the civil damage bill, 570.
  - On a motion to reconsider the enactment of the civil damage bill, 572.
  - On a motion to indefinitely postpone the Bill to fix the salaries of the justices of the Superior Court, 577.
  - On agreeing to the Resolve providing for an amendment to the constitution to prevent the disfranchisement of certain soldiers and sailors becoming paupers, 586.
- [For a count of the House to ascertain if a quorum be present (p. 210), see Count of the House.]

## ERRATA.

The following engrossed bills were passed to be enacted, and the following engrossed resolves were passed, and all were signed, and sent to the Senate, Monday, March 17, but were omitted from the record of that day, and should have appeared on p. 384 of the Journal:—

### Engrossed bills:

- To incorporate the Fall-River Fire-Insurance Brigade;
  - To fix the salaries of the Commissioners of Savings-Banks;
  - Concerning gifts to married women from their husbands;
  - To authorize the city of Salem to take Frye's Mills;
  - To authorize the city of Salem to construct a main drain or sewer in the North River;
  - To amend chapter 321 of the Acts of the year 1871 in relation to the discharge of persons confined as insane;
  - Concerning the payment of laborers' wages by cities; and
  - Providing for the sale of estates encumbered by charges for the payment of money;  
(Which severally originated in the House);
  - In relation to certain foreign insurance companies;
  - Relating to receipts and expenditures of the Troy and Greenfield Railroad and Hoosac Tunnel; and
  - To authorize the Highland Street-Railway Company to obtain locations of tracks in the town of Brookline;  
(Which severally originated in the Senate);
- Were severally passed to be enacted, signed, and sent to the Senate.

### Engrossed resolves:

- In favor of the county of Hampshire; and
  - In relation to the use of signals on railroads;  
(Which severally originated in the House);
- Were severally passed, signed, and sent to the Senate.

The following should have appeared on p. 476 of the Journal, under date of April 8:—

### Engrossed bills:

- Concerning the transportation of milk on railroads; and
  - To amend "An Act to regulate the Hours of Labor in Manufacturing Establishments;"  
(Which severally originated in the House);
  - In relation to the compensation of Street Commissioners of the city of Boston; and
  - Concerning the fencing of railroads;  
(Which originated in the Senate);
- Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve in favor of the Commissioners on Contagious Diseases among Cattle (which originated in the House) was passed, signed, and sent to the Senate.

[The date of the enactment of the above-named bills, and the passage of the resolves, is in each case entered in the Index.]

Under "motion to reconsider," on p. 375, the words "refused to order to a third reading" should be substituted for the words "passed to be engrossed."

On p. 515 after the record of pairs on the report of the committee on Labor, no legislation necessary on the report of the Massachusetts Bureau of Statistics of Labor, it should read "The report was accepted, and sent up for concurrence."





